

BEFORE THE  
**FEDERAL COMMUNICATIONS COMMISSION**  
WASHINGTON, D.C. 20554

In re Petition of:	)	
	)	MB Docket No. 12-1
Entravision Holdings, LLC	)	
	)	
For Modification of the Television Market	)	CSR-_____
For Station WJAL(TV), Silver Spring, Maryland	)	
	)	
Facility ID 10259	)	
	)	

To: The Secretary  
Attn: Chief, Media Bureau

**PETITION FOR SPECIAL RELIEF**

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## SUMMARY

In the instant Petition for Special Relief, Entravision Holdings, LLC demonstrates that, pursuant to the market modification factors contained in Section 614(h)(1)(C)(ii) of the Communications Act, the cable communities served by CoxCom, LLC in the Washington, D.C. DMA should be added to the television market of Station WJAL(TV), Silver Spring, Maryland.

In a decision issued in 2000, the Commission removed the Cox Communities from WJAL's market. Since that time, every facet of WJAL's operation has changed. Most significantly, as a successful bidder in the recent Incentive Auction, WJAL is now the sharee station in a channel-sharing arrangement with Station WUSA(TV), Washington, D.C. Pursuant to this arrangement, WJAL has relocated its transmission facilities to the WUSA transmitter site located in Washington, D.C. and changed its community of license to Silver Spring, Maryland. When the statutory market modification factors are analyzed in light of these changes, it is evident that the Cox Communities properly belong in the Station's market.

With respect to the historical carriage factor, Cox carries WJAL's channel sharing partner, WUSA, throughout its communities. In fact, Cox carries every full-power television station broadcasting from a transmitter site located within the District of Columbia or its immediate surrounding areas. The Commission has previously recognized carriage of co-located stations in a particular community as evidence of the petitioner station's nexus with that community, and noted that petitioner station's lack of carriage puts it at a competitive disadvantage in the market. The Commission also considers station carriage by competitors in the relevant communities, or carriage in communities that overlap with or are adjacent to the subject communities as evidence of market ties between the station and the subject community.

WJAL is presently carried throughout the Washington, D.C. DMA by DISH Network, including in the areas constituting the Cox Communities.

Additionally, the Commission has long recognized that new stations may not have a history of carriage and that this factor is thus of limited relevance in market modification cases involving such stations. While WJAL is not new to broadcast television service, its relocation to a transmitter site in Washington, D.C., where it did not previously provide over-the-air service, and its community of license change to Silver Spring, Maryland in the heart of the Washington, D.C. DMA, render it analogous to a new station for market modification purposes. The 'new station' element of WJAL's post-auction operation is also relevant to the fifth statutory market modification factor, viewership. For purposes of this factor, as with historical carriage, the Commission has routinely stated that lack of viewership is not a meaningful market modification factor in the context of new stations. Entravision submits that the WJAL's low to nonexistent viewership numbers across the Washington, D.C. market reflect its historical position on the periphery of the market, and that such numbers are not probative of the Station's local market nexus from its new operation from Silver Spring/Washington, D.C. In any event, with regard to historical carriage and viewership, the Commission has previously held that an insufficient showing under these criteria is offset by a station's status as a new station, or by recent changes in signal strength and coverage capabilities. To the extent the Commission finds the Station's historical carriage and viewership credentials lacking, the Commission should apply the same offsets here.

As for the crucial second statutory market modification factor, local coverage and service, it is beyond dispute that WJAL covers the Cox Communities with the Station's 36 dBu noise-limited contour. With respect to distance considerations, the Station's geographic

proximity to the Cox Communities is in keeping with Commission precedent, whether measured from the Station's transmitter site or its community of license. WJAL's community of license, Silver Spring, Maryland, and the Station itself are united to the broader metro D.C. area, including the Cox Communities, by common economic, social, and cultural ties. These ties, together with geographic proximity and the Station's robust signal coverage should outweigh any deficits the Commission finds in the Station's current local programming. Entravision hopes to improve the Station's local programming in the future, and this commitment together with the Station's strong geographic proximity and signal coverage showing support weighing the local service factor in WJAL's favor.

Under Commission precedent, the third statutory market modification factor, consumers' access to in-state broadcast signals, and the fourth factor, the local service provided by other stations currently carried by Cox, should simply drop out of the market modification analysis in the instant proceeding.

Much has changed since WJAL's previous market modification decision was decided. As set forth herein, these changes evidence WJAL's clear market nexus with the Cox Communities, and demonstrate that the subject communities rightfully belong in the Station's market.



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**PETITION FOR SPECIAL RELIEF**

Entravision Holdings, LLC (“Entravision”), the licensee of Television Station WJAL(TV), Channel 9, Silver Spring, Maryland (Facility ID: 10259) (“WJAL” or the “Station”), by its attorneys and pursuant to Section 614 of the Communications Act of 1934, as amended (the “Communications Act”), and Section 76.7(a) of the Commission’s Rules, hereby submits this Petition for Special Relief (“Petition”), requesting modification of the Station’s market to include, for purposes of carriage of the Station, those communities in the Washington, D.C. Designated Market Area (“DMA”) served by CoxCom, LLC (“Cox”), the operator of cable television systems located in Fairfax, Stafford and Spotsylvania Counties, Virginia.<sup>1</sup> In support thereof, Entravision states as follows.

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<sup>1</sup> Entravision seeks to add the following communities served by Cox’s cable systems in the Washington, D.C. DMA to the Station’s market: Fairfax County (VA0301), Vienna (VA0318), Fairfax City (VA0326), Falls Church (VA0327), Herndon

## **I. BACKGROUND**

### **A. The Station**

WJAL is an independent, minority-controlled television station that has long provided family-friendly programming to viewers in the Washington, D.C. DMA. WJAL was formerly licensed to Hagerstown, Maryland, and broadcast from a transmitter site located several miles northwest of Hagerstown, in Mercersburg, Pennsylvania.<sup>2</sup> In 2017, WJAL was a successful license relinquishment bidder in the Incentive Auction.<sup>3</sup> It is now the sharee in a channel sharing arrangement with Station WUSA(TV), Washington, D.C. (Channel 9) (Facility ID: 65593).<sup>4</sup> As part of its channel sharing arrangement, the Station has relocated its transmission facilities to the WUSA transmitter site located in Washington, D.C. and, in an action consented to by the Commission, modified its community of license to Silver Spring, Maryland.<sup>5</sup>

### **B. Prior Market Modification Proceeding**

In 2000, prior to Entravision's acquisition of WJAL, the Commission issued a decision removing certain of the Cox Communities from the Station's market.<sup>6</sup> In

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(VA0346), Clifton (VA0630), Fredericksburg (VA0020), Spotsylvania (VA0022), and Stafford (VA0023) (the "Cox Communities").

<sup>2</sup> The coordinates for the Station's former transmitter site are 39° 53' 25" N 77° 58' 5" W.

<sup>3</sup> See Section 6403 of the Middle Class Tax Relief and Job Creation Act (Pub. L. No. 112-96, § 6403, 126 Stat. 156, 225-230 (2012), codified at 47 U.S.C. § 309(j)(8)(G)) (the "Incentive Auction").

<sup>4</sup> WUSA-TV, Inc. is the licensee of Station WUSA. WUSA's transmission facilities are located in Northwest Washington, D.C. (38° 57' 1" N 77° 4' 46" W).

<sup>5</sup> See FCC File No. 0000029066 (WJAL construction permit for shared television broadcast station).

<sup>6</sup> See *Media General Cable of Fairfax County, Inc.*, Memorandum Opinion and Order, 15 FCC Rcd 149 (CSB 2000) ("Cox Order"). Cox acquired Media General Cable of Fairfax County, Inc. and Media General Cable of Fredericksburg in November, 1999.

support of its decision, the Commission cited WJAL's lack of historical carriage in the Cox Communities,<sup>7</sup> its geographic distance from the Cox Communities,<sup>8</sup> its lack of local programming, its failure to place a Grade B contour over the Cox Communities, and the absence of Station viewership in the Cox Communities.<sup>9</sup>

### C. The Instant Proceeding

In *Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions*,<sup>10</sup> the Commission indicated that the carriage rights of spectrum sharing stations would not automatically change as a result of new channel sharing arrangements,<sup>11</sup> but that a channel sharee "may seek to add communities to its market which it can now reach from its new location..."<sup>12</sup>

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In the Cox Order, the Cable Services Bureau excluded Vienna, Fairfax, Falls Church, Herndon and Fairfax County from WJAL's market. In that proceeding, the then-licensee of WJAL did not oppose Cox/Media General's market modification request. WJAL seeks to restore the above communities to its market, as well as Clifton, a community added to Cox's system after the Cox Order appeared. The Fredericksburg system was not part of the market modification proceeding. Entravision is including it in the instant Petition in order to avoid any question as to that community being within the market of WJAL.

<sup>7</sup> In addition to noting that WJAL was not carried in the Cox Communities, the Commission noted that WJAL was not carried in any communities adjacent to Fairfax County, and that no other Hagerstown stations were carried in Cox Communities or adjacent communities either. *Id.* at ¶ 11.

<sup>8</sup> The Commission noted the distance of the Station's transmitter site from the Cox Communities (77 miles from the closest Cox Community). *Id.* at ¶ 12.

<sup>9</sup> *Id.* at ¶ 13. The Commission also highlighted the absence of close economic overlap between Hagerstown and Fairfax County, describing the relationship of the communities as a "'rim case' with an urban center with separate and distinct urban communities" (citing *WLNY-TV, Inc. v. FCC* (163 F.3d 137, 145 (2d Cir. 1998))). *Id.* at ¶ 14.

<sup>10</sup> Report and Order, 29 FCC Rcd 6567 (2014) ("*Incentive Auction R&O*").

<sup>11</sup> "A station's carriage rights will not be expanded or diminished through [the channel sharing/relocation] process, although its ability to exercise these rights may change based upon the facts of its specific channel sharing arrangement." *Id.* at ¶ 709.

<sup>12</sup> *Id.*

Entravision submits that, based on WJAL's relocation to the heart of the Washington, D.C. DMA, the Cox Communities now properly belong in the Station's market and the market should be modified accordingly. While channel sharing stations may be new to the market modification process, the Commission has dealt with analogous circumstances in recent cases. Specifically, as discussed in more detail below, the Commission has added communities to the markets of digital stations that have dramatically improved their signal coverage through relocation to new transmitter sites or through the use of distributed transmission systems ("DTS"). In the instant matter, improved signal coverage to the Cox Communities resulting from WJAL's new channel sharing arrangement similarly supports restoration of the Cox Communities to the Station's market.

**II. THE MARKET MODIFICATION FACTORS ENUMERATED IN SECTION 614(H) OF THE COMMUNICATIONS ACT SUPPORT ADDITION OF THE COX COMMUNITIES TO WJAL'S MARKET**

In accordance with Section 614(h)(1)(C)(ii) of the Communications Act, in evaluating market modification petitions, the Commission considers the following factors:

- (I) Whether the station, or other stations located in the same area, have been historically carried on the cable system or systems within such community;
- (II) Whether the television station provides coverage or other local service to such community;
- (III) Whether modifying the market of the television station would promote consumers' access to television broadcast station signals that originate in their state of residence;
- (IV) Whether any other television station that is eligible to be carried by a cable system in such community in

fulfillment of the requirements of this section provides news coverage of issues of concern to such community or provides carriage or coverage of sporting and other events of interests to the community; and

- (V) evidence of viewing patterns in cable and noncable households within the areas served by the cable system or systems in such community.<sup>13</sup>

As set forth below, application of these market modification factors to WJAL's new channel-sharing arrangement from the hub of the Washington, D.C. DMA and Commission precedent support restoration of the Cox Communities to the Station's market.

#### A. Historical Carriage

The first statutory factor, historical carriage, addresses "whether the station, or other stations located in the same area, have been historically carried on the cable system or systems within such community."<sup>14</sup> This factor can demonstrate the presence of a "'market nexus' between the broadcast station and the communities where the station is carried and thus provide evidence as to the scope of a station's market."<sup>15</sup> WJAL has no history of cable carriage in the Cox Communities. However, the reported decisions of the Commission confirm that broadcast stations can satisfy the historical carriage factor through means other than direct carriage on the subject cable systems.

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<sup>13</sup> 47 U.S.C. § 534(h)(1)(C)(ii)(I)-(V). *See also Second Report and Order, Definition of Markets for Purposes of the Cable Television Broadcast Signal Carriage Rules*, Order on Reconsideration and Second Report and Order, 14 FCC Rcd 8366, 8369-8370 (1999); The STELA Reauthorization Act of 2014, Pub. L. No. 113-200, 128 Stat. 2059 (2014) (adding new statutory factor, denominated as factor (III) above); *Amendment to the Commission's Rules Concerning Mkt. Modification, Implementation of Section 102 of the STELA Reauthorization Act of 2014*, Report and Order, 30 FCC Rcd 10406 (2015).

<sup>14</sup> 47 U.S.C. § 534(h)(1)(C)(ii)(I).

<sup>15</sup> *Tennessee Broadcasting Partners*, 23 FCC Rcd 3928, ¶ 5 (MB 2008).

First, the Commission considers co-located stations in evaluating the historical carriage factor. For example, in *Tennessee Broadcasting Partners, supra*, the Commission considered carriage of a co-located station in a particular community as evidence of the petitioner station's nexus with that community, and noted that petitioner station's lack of carriage put it at a competitive disadvantage in the market.<sup>16</sup> In the instant case, Cox carries WUSA, WJAL's channel sharing partner, throughout all of the Cox Communities. As noted above, WJAL now broadcasts using WUSA's transmitter in Washington, D.C., the same transmitter site from which Station WJLA-TV, Washington, D.C. broadcasts as well. In fact, as evidenced by the cable channel lineup attached hereto as **Exhibit A**, Cox carries every full-power television station broadcasting from a transmitter site located within the District of Columbia and its immediate surrounding areas.<sup>17</sup> Any refusal to carry WJAL on the part of Cox would have nothing to do with the Station's nexus to the market and would place WJAL at a severe disadvantage compared to other Washington, D.C.- area licensed stations.

Next, the Commission also considers station carriage by competitors in the relevant communities, or carriage in communities that overlap with or are adjacent to the subject communities as evidence of market ties between the station and the subject

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<sup>16</sup> See *id.* at ¶ 10. See also *WSBS Licensing, Inc.*, Memorandum Opinion and Order, 32 FCC Rcd 4159, ¶ 7 (MB 2017) (weighing historical carriage factor in favor of restoring communities to the market of Station WSBS-TV, Key West, Florida based in part on carriage of co-located Station WGEN-TV, Key West, Florida in subject communities).

<sup>17</sup> In addition to WUSA, those stations are Station WDCA(TV), Washington, D.C. (Facility ID: 51567); Station WDCW(TV), Washington, D.C. (Facility ID: 30576); Station WETA-TV, Washington, D.C. (Facility ID: 65670); Station WFDC-DT, Arlington, Virginia (Facility ID: 69532); Station WHUT-TV, Washington, D.C. (Facility ID: 27772); Station WJLA-TV, Washington, D.C. (Facility ID: 1051); Station WPXW-TV, Manassas, Virginia (Facility ID: 74091); Station WRC-TV, Washington, D.C. (Facility ID: 47904); and Station WTTG(TV), Washington, D.C. (Facility ID: 22207).

community.<sup>18</sup> As evidenced by the local channel lineup in **Exhibit B**, WJAL is presently carried throughout the Washington, D.C. DMA by DISH Network, including in the areas constituting the Cox Communities.<sup>19</sup> WJAL's current cable carriage communities are listed in **Exhibit C**. WJAL's current cable carriage reflects the location of its former Mercersburg, Pennsylvania transmitter site on the periphery of the Washington, D.C. DMA. As noted, the Station's new transmitter site is located within the population center of the Washington D.C. DMA.

Additionally, the Commission has long recognized that new stations will not have a history of carriage and that this factor is thus of limited relevance in market modification cases involving such stations.<sup>20</sup> While WJAL is not new to broadcast television service, its relocation to a transmitter site in Washington, D.C., where it did not

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<sup>18</sup> See *Petition for Modification of Philadelphia, PA Designated Market Area With Regard to Station WACP, Atlantic City, NJ*, Memorandum Opinion and Order, 29 FCC Rcd 1835, 1845, ¶ 19, n. 77 (MB 2014) (finding historic carriage by competing systems a strong indicator under first statutory factor); *WRNN v. Cablevision*, 22 FCC Rcd 21054, 21056, ¶ 4, n. 15 (MB 2007) (crediting carriage on competing system in support of historic carriage factor). See also *Paxson Atlanta License, Inc.*, 13 FCC Rcd 20087, 20100 (1998) (finding carriage on adjacent systems indicative of market nexus between communities and station); *Christian Faith Broadcast, Inc. v. Cox Communications*, 22 FCC Rcd 16919, 16923 (MB 2007) (noting that station's carriage on cable systems located near the subject communities may be indicative of economic ties between the station and the subject communities).

<sup>19</sup> WJAL is not presently carried by DirecTV, the other DBS service in the Washington, D.C. market, due to a retransmission consent agreement pursuant to which DirecTV retransmits Entravision's Station WMDO-CD, Washington, D.C. in return for Entravision not seeking must-carry treatment for WJAL.

<sup>20</sup> "[W]ith new stations, failure to establish either historic carriage or significant viewership is given lesser weight, and we typically rely more on a station's Grade B contour to delineate its market." *Petition for Modification of Philadelphia, PA Designated Market Area With Regard to Station WACP, Atlantic City, NJ*, Memorandum Opinion and Order, 29 FCC Rcd 1835, 1845, ¶ 19 (MB 2014) (citing *Time Warner Entertainment-Advance /Newhouse Partnership*, 22 FCC Rcd 13642, 13649, ¶ 14 (MB 2007)). See also *Time Warner Entertainment Co., L.P.*, 12 FCC Rcd 22069, 22077 (1997); *Horizon Broadcasting Corporation*, 12 FCC Rcd 11634, 11638 (1997); *Time Warner Cable*, 11 FCC Rcd 8047, 8053-54 (1996).



previously provide over-the-air service, and its community of license change to Silver Spring, Maryland in the heart of the Washington, D.C. DMA, render it the equivalent of a new station for market modification purposes.<sup>21</sup> Likewise, since WJAL has long been excluded from the Cox Communities, it should now be considered new to those communities. With respect to new stations, signal coverage is often the most important factor.<sup>22</sup>

**B. Local Coverage and Local Service**

Under the second statutory factor, the Commission considers the signal coverage and local service that a station provides to the communities at issue. According to the Commission:

To show that a station provides coverage or other local service to the cable communities, parties may demonstrate that the station places at least a Grade B coverage contour over the cable community, or is located close to the community in terms of mileage.<sup>23</sup>

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<sup>21</sup> See *Incentive Auction R&O*, *supra*, at ¶ 709.

<sup>22</sup> In rejecting a request to remove communities from the market of new Station WACP(TV), the Commission reasoned as follows:

In this matter, WACP has no history of carriage on Armstrong's cable system in the communities at issue, provides no programming oriented toward them, and obtains no audience viewership values therein. However, WACP is a new station and its viewership and historical carriage carry lesser weight in our analysis. In a case such as this, to define the current limit of WACP's market, we typically rely on a station's service area in conjunction with other factors, and given that WACP apparently provides no programming targeted to the communities at issue, we rely on the limit of its Grade B contour taken together with its carriage by competing providers in the communities at issue and its carriage on proximate systems. Because WACP is a new station, these factors weigh against granting [petitioner's] request to modify WACP's market to remove the communities at issue.

*WACP*, *supra*, 29 FCC Rcd at 1848, ¶ 27.

<sup>23</sup> *Tennessee Broadcasting Partners*, *supra*, 23 FCC Rcd at ¶ 11. The Grade B contour defined an analog television station's service area.

Traditionally, the Commission has given substantial weight to signal coverage as an accurate measure of the scope of a station's market. As correctly noted by Cox in a different proceeding, "the Commission has long recognized that Grade B contour coverage, in the absence of other determinative market facts, is an efficient tool to adjust market boundaries because it is a sound indicator of the economic reach of a particular television station's signal."<sup>24</sup> According to Cox, "unless other factors confirm market separations, the Commission logically views the economic market of a broadcast station to be the area in which consumers receive the station using a home antenna."<sup>25</sup>

### **1. Contour and Signal Strength**

Under Commission standards developed in the analog context, Grade B coverage is generally accepted as "an efficient tool to adjust market boundaries."<sup>26</sup> For digital television stations, the Commission has established a station's noise-limited contour as the functional equivalent of a Grade B contour.<sup>27</sup>

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<sup>24</sup> *CoxCom, LLC*, Memorandum Opinion and Order, 30 FCC Rcd 10978 ¶ 11 (MB 2015). *See also Market Modifications and the New York Area of Dominant Influence Petitions for Reconsideration and Applications for Review*, 12 FCC Rcd 12262, 12267, ¶ 10, 12271, ¶ 17 (1997) ("[G]rade B coverage, in the absence of other determinative market facts . . . is an efficient tool to adjust market boundaries because it is a sound indicator of the economic reach of a particular television station's signal").

<sup>25</sup> *Id.*

<sup>26</sup> *Costa de Oro Television, Inc.*, 13 FCC Rcd 4360, ¶ 30 (CSB 1998). *See also Suburban Cable TV Co., Inc.*, 16 FCC Rcd 10790, 10797 (CSB 2001) (citing *Carriage of Digital Broadcast Television Signals*, 16 FCC Rcd 2598, 2977 (2001) ("as a general matter Grade B coverage demonstrates service to cable communities and serves as a measure of a station's natural economic market")).

<sup>27</sup> A digital television station's service area is defined as the area within its noise-limited contour where its signal strength is predicted to exceed the noise-limited contour service level – which for channels 7-13 is 36 dBu. *See* 47 C.F.R. § 73.622(e). The Commission treats a digital station's noise-limited contour as the functional equivalent of an analog station's Grade B contour. *See Report to Congress: The Satellite Home Viewer Extension and Reauthorization Act of 2004; Study of Digital Television Field Strength*

The contour map attached hereto as **Exhibit D** provides a side-by-side comparison of WJAL's old and new contours. The map attached hereto as **Exhibit E** shows WJAL's new contour in relation to representative Cox Communities and Cox's cable headend. These maps clearly demonstrate that the Station's 36 dBu contour encompasses the Cox Communities. Based on the dramatic signal coverage gains accompanying WJAL's new channel sharing arrangement, this crucial market modification factor now supports inclusion of the Cox Communities in the Station's market.

In a number of recent cases, the Commission has restored once-deleted communities to a Station's market based upon similar gains in signal coverage. For example, in *KAZN-TV Licensee, LLC*,<sup>28</sup> the Commission returned a number of communities to the market of Los Angeles DMA-based Station KILM(TV), Barstow, California, communities that had been removed from KILM's market a decade earlier.<sup>29</sup> In reversing its previous decision, the Commission noted that the range of KILM's signal had expanded due to KILM's use of a new DTS transmission facility.<sup>30</sup> Indeed, the Commission restored the communities to KILM's market based almost entirely on the station's improved signal coverage, as the Commission found no local programming, no

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*Standards and Testing Procedures*, 20 FCC Rcd 19504, 19507, ¶ 3, 19554, ¶ 111 (2005); *Implementation of the Satellite Home Viewer Extension and Reauthorization Act of 2004, Implementation of Section 340 of the Communications Act*, Report and Order, 20 FCC Rcd 17278, 17292, ¶ 31 (2005).

<sup>28</sup> 30 FCC Rcd 8126 (MB 2015).

<sup>29</sup> See *Time Warner Cable Petition for Modification of the Television Market of Television Station KHIZ(TV), Barstow, California*, 18 FCC Rcd 20536 (2003) (deleting communities from KHIZ's market based on no signal coverage, no historical carriage, no viewership, no nexus to communities in question). KHIZ is the former call sign for KILM.

<sup>30</sup> *KAZN-TV Licensee, supra*, 30 FCC Rcd at ¶¶ 20, 25.

viewership, and some historical carriage, while largely ignoring Barstow's position on the periphery of the Los Angeles DMA.<sup>31</sup> The Commission credited KILM's investment in its DTS facility and its promise to improve its local programming as evidencing "a sincere desire to serve the communities," and granted KILM's market modification request on those grounds.<sup>32</sup>

In *KJLA, LLC*,<sup>33</sup> the Commission similarly restored cable communities to a digital television station's market based in part on dramatic improvements in the station's signal coverage. Like KILM, KJLA had previously had a number of communities deleted from its market based upon insufficient signal coverage.<sup>34</sup> In the course of the transition to digital television service, KJLA moved its transmitter site from Ventura, California to the Mount Wilson antenna farm, the location for most Los Angeles television stations, and significantly enhanced its signal coverage to the communities in question.<sup>35</sup> The Commission granted KJLA's request to restore the subject communities to its market because, in the years since the previous order, "KJLA's circumstances [had] radically changed: [it] relocated its transmitter site from South Mountain, Ventura County to Mount Wilson, Los Angeles...opened studios in Los Angeles and commenced digital-only operations." The Commission found that KJLA's deficits in historical carriage and

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<sup>31</sup> *Id.* at ¶ 25.

<sup>32</sup> *Id.*

<sup>33</sup> Memorandum Opinion and Order, 26 FCC Rcd 12652 (MB 2011).

<sup>34</sup> *See Costa de Oro Television, supra*, 13 FCC Rcd 4360; *Costa de Oro Television, Inc. (II)*, 15 FCC Rcd 12637, 12644 ¶ 15 (2000).

<sup>35</sup> *KJLA, LLC*, 26 FCC Rcd at 12655, ¶ 8.

viewership were offset by its “robust signal coverage” and the fact that cable operators carried “every other station co-located with KJLA at the Mount Wilson antenna farm.”<sup>36</sup>

As these cases establish, the “radical changes” in WJAL’s circumstances – its channel sharing arrangement, its new community of license, its new transmitter site, and its newly “robust signal coverage” of the Cox Communities – warrant the return of these communities to the Station’s market.

## **2. Geographic Proximity**

In connection with the second factor, the Commission also examines a station’s proximity to the subject communities in terms of mileage. In the past, the Commission has reviewed: (i) mileage distances between a station’s transmitter site and the communities at issue,<sup>37</sup> and/or (ii) mileage distances between a station’s community of license and the subject communities.<sup>38</sup> Under Commission decisions applying both/either of these approaches, the Station is geographically proximate to the Cox Communities for purposes of Section 614(h)’s local service factor.

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<sup>36</sup> *Id.* at ¶ 16. *See also WRNN License Company, LLC*, 20 FCC Rcd 7904 (MB 2005). In *WRNN License Company*, the Commission modified the market of Station WRNN-DT, Kingston, New York to add cable communities that had been deleted from the station’s market by a previous market modification order. *See id.* at ¶ 10 (citing *Petition of Time Warner New York City Cable Group for Modification of ADI for Station WRNN, Kingston, NY*, 11 FCC Rcd 6528 (1996), *aff’d WLNY-TV, Inc. v. FCC*, 163 F.3d 137 (2d Cir. 1998). Upon transitioning to digital service, WRNN relocated its transmitter site from Overlook Mountain, Woodstock, New York to Beacon Mountain, New York, thereby halving the distance between its transmitter site and the subject communities. WJAL’s experience moving from Mercersburg, Pennsylvania to Washington, D.C. in connection with its post-Incentive Auction channel sharing operation is analogous to WRNN’s transmitter move in the course of the digital television transition.

<sup>37</sup> *See, e.g., WRNN License Company, supra*, 20 FCC Rcd at 7909, ¶ 10 (noting distances between station’s transmitter site and cable communities at issue).

<sup>38</sup> *See, e.g., Time Warner Entertainment-Advance /Newhouse Partnership, supra*, 22 FCC Rcd at 13646, ¶ 9 (noting distance between station’s community of license and communities at issue).

The map attached hereto in Exhibit E includes the Station's Washington, D.C. transmitter site, representative Cox Communities, and a graphic depiction of the distance between WJAL's transmitter site and the selected communities. These distances were calculated using Google Maps and are reported on a mileage basis. **Exhibit F** includes a separate table that detail the distance between the Station's transmitter site and the Cox Communities. These distances are likewise calculated using Google Maps and are reported on a mileage basis.

The average and median distances between the Station's transmitter site and the Cox Communities are 25 miles and 16 miles, respectively.<sup>39</sup> These distances are well within range of the distances the Commission has approved for adding communities to a station's market.<sup>40</sup> Further, as the Commission has previously noted, a cable operator's existing carriage of stations with the same or similar transmitter site-to-cable community distances effectively refutes any claim that the distances in question are too great to permit a true market nexus..<sup>41</sup>

**Exhibit G** includes a separate table that details the driving distance, using Google Maps, between the Station's community of license, Silver Spring, Maryland, and the

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<sup>39</sup> See Exhibit F.

<sup>40</sup> *WACP, Atlantic City, NJ, supra*, 29 FCC Rcd at 1846, ¶ 20 (modifying WACP's market to include cable communities with system headend located 62 miles from WACP's transmitter site); *KJLA, LLC, supra*, 26 FCC Rcd at 12657, ¶ 11 (modifying KJLA's market to include communities located from 35-76 miles from KJLA's transmitter site); *WRNN License Company, supra*, 20 FCC Rcd at 7909, ¶ 10 (modifying WRNN's market to include communities located from 42-56 miles from WRNN's transmitter site)]

<sup>41</sup> See *Time Warner Entertainment-Advance /Newhouse, supra*, 22 FCC Rcd at 13646, ¶ 15. See also *WSBS Licensing, supra*, 32 FCC Rcd at ¶ 8, n.30 (citing *Brenmor Cable Partners, L.P. et al.*, Memorandum Opinion and Order, 14 FCC Rcd 11742, 11754, ¶ 32 (CSB 1999) ("the significance of geographic distance can be mitigated by other factors such as the carriage of similarly-situated television stations")).

Cox Communities. The average and median driving distances between Silver Spring and the Cox Communities are 37.2 and 27 miles, respectively.<sup>42</sup> Again, these distances are well within range of the distances the Commission has approved for adding communities to a station's market.<sup>43</sup> And once again, the Commission has previously rejected cable operators' geographic distance-related objections where those cable operators carry other stations with the same or similar community of license-to-cable community distances.<sup>44</sup>

In short, WJAL's geographic proximity to the Cox Communities is in keeping with Commission precedent whether measured from the Station's transmitter site or its community of license. Accordingly, geography and distance considerations no less than the Station's robust signal coverage of the Cox Communities weigh in favor of WJAL's market modification request.

### 3. Local Programming

The Commission also looks to station programming with a "distinct nexus" to the communities at issue as evidence of local service.<sup>45</sup>

As evidenced by the programming schedule attached hereto as **Exhibit H**, WJAL presently broadcasts family-friendly general programming without specialized content

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<sup>42</sup> See Exhibit G.

<sup>43</sup> See *WACP, Atlantic City, NJ*, *supra*, 29 FCC Rcd at 1846, ¶ 20 (modifying WACP's market to include cable communities with system headend located 88 miles from WACP's community of license); *KJLA, LLC*, *supra*, 26 FCC Rcd at 12657, ¶ 11 (modifying KJLA's market to include communities located from 64-108 miles from KJLA's community of license); *WRNN License Company, LLC*, *supra*, 21 FCC Rcd 5952, at ¶ 13 (MB 2006) (approving addition of cable communities to WRNN's market, despite cable operator's objections that the driving distance between station community of license and the nearest cable community 111 miles), *aff'd in WRNN License Company, LLC*, 22 FCC Rcd 21054 (2007).

<sup>44</sup> See *Time Warner Entertainment-Advance /Newhouse*, *supra*; *WSBS Licensing*, *supra*.

<sup>45</sup> *Tennessee Broadcasting Partners*, *supra*, 23 FCC Rcd at ¶ 22 (citing *Jones Cable TV Fund 12-A, Ltd.*, 14 FCC Rcd 2808, 2818, ¶ 24 (1999)).

targeting the Cox Communities.<sup>46</sup> Entravision is hopeful that WJAL's relocation to Silver Spring and its new channel sharing operation will foster opportunities to provide local programming to these communities.<sup>47</sup> In the meantime, Entravision submits that, under Commission precedent, the Station's robust signal coverage and geographic proximity to the Cox Communities outweigh any current deficits in the Station's local programming.<sup>48</sup>

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<sup>46</sup> Entravision notes that WJAL's general programming is similar in nature to the programming of other stations carried in the Cox Communities, such as Station WDCW(TV), Washington, D.C. and Station WPXW-TV, Manassas, Virginia.

<sup>47</sup> See *KAZN-TV, supra*, 30 FCC Rcd at ¶ 25 (accepting Station's promise to improve its local programming as evidence of "a sincere desire to serve the [subject] communities" and adding the communities to the Station's market on the basis of that promise as well as the Station's improved signal coverage to the communities).

<sup>48</sup> In *WRNN License Company, LLC, supra*, 21 FCC Rcd at ¶¶ 14-16, the Commission accepted WRNN's local service showing based on news programming with limited focus on the subject communities principally because WRNN's local programming was accompanied by robust signal coverage. According to the Bureau:

The record in this proceeding is not impressive relative to WRNN's programming targeted to the Nassau Communities. Nevertheless, the record does indicate that WRNN airs at least some programming aimed at the Nassau Communities. More impressive, however, is the evidence that WRNN-DT places a Grade B signal contour over all of Nassau County. Indeed, WRNN-DT places a City Grade signal contour over a substantial portion of Nassau County.

*Id.* at ¶ 16. In the instant proceeding, WJAL provides general interest programming and robust 36 dBu signal coverage to viewers in the Cox Communities.



#### 4. Shopping and Labor Patterns

The Commission also seeks information on shopping and labor patterns in order to help assess the market connection between a station and the communities at issue. As demonstrated herein, the Station's community of license, Silver Spring, and the Station itself share strong economic connections with communities throughout the Washington, D.C. market, including the Cox Communities.

Attached hereto as **Exhibit I** are pages from the websites of the Montgomery County Economic Development Corporation and Silver Spring Downtown. **Exhibit J** contains a Metro Map from the Washington Metropolitan Area Transit Authority. **Exhibit K** contains a U.S. Census Commuting Characteristics datasheet. As these documents demonstrate, Silver Spring borders Washington, D.C. and is connected to the both the city and the larger metro area by interstate highways, including the Capital Beltway, and the Washington regional Metro System. The Silver Spring Metro stop is the first stop north of the District of Columbia, on that portion of WMATA's Red Line, in Montgomery County. Silver Spring contains thriving business, entertainment and shopping districts that attract residents from all over the Washington metropolitan area, including residents of the Cox Communities. As the U.S. Census datasheet attached as Exhibit K indicates, 42.7 percent of Silver Spring residents work outside the state of Maryland, further demonstrating the interconnectedness between Silver Spring, Washington, D.C., and the surrounding metro area in which the Cox Communities are located.

In connection with its channel sharing relocation, the Station has also moved its studio to Washington, D.C. Thus, both the Station and its community of license are

united by common economic, social and cultural ties to the broader Washington, D.C. metropolitan market.

In sum, the Station's superior signal coverage, geographic proximity, and shopping and labor patterns vis-à-vis the Cox Communities support weighing the local coverage and service factor in WJAL's favor.

**C. Consumers' Access to In-State Broadcast Signals**

Under the third statutory factor, the Commission considers whether the requested market modification would promote consumers' access to television broadcast station signals that originate in their state of residence. In cases where abundant in-state signals are already available to viewers, the Commission simply removes this factor from its market modification analysis.<sup>49</sup> The Virginia-Maryland-D.C. metropolitan area comprising the Washington, D.C. DMA is already well-served by several in-state broadcast signals. Under Commission precedent, therefore, this factor is inapplicable in the instant case.

**D. Local Service of Other Stations Currently Carried by Cox**

Under the fourth statutory factor, the Commission considers "[w]hether any other television station that is eligible to be carried by a cable system in such community in fulfillment of the requirements of this section provides news coverage of issues of concern to such community or provides carriage or coverage of sporting and other events of interests to the community."<sup>50</sup>

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<sup>49</sup> See, e.g., *WSBS Licensing*, *supra*, 32 FCC Rcd at ¶ 10 (assigning no weight to the third factor because the DMA in question well-served by in-state signals).

<sup>50</sup> 47 U.S.C. § 534(h)(1)(C)(ii)(III). See also *Tennessee Broadcasting Partners*, *supra*, 23 FCC Rcd at ¶ 49.

The Commission has long held that Congress intended this factor to serve only as an "enhancement factor," to be offered in support of a local broadcast television station's market claims, but not as evidence against them.<sup>51</sup> As the Commission stated in *WSBS Licensing*, *supra*, "we believe Congress intended for this [fourth] statutory criterion to enhance a station's market modification claim where it could be shown that other stations did not serve the communities at issue. [Where] other stations do serve the communities, this factor neither weighs against nor in favor of [the Petitioner's] modification request."<sup>52</sup>

Thus, in the instant matter, this statutory factor should simply drop out of the market modification analysis.

#### **E. Viewing Patterns**

Pursuant to the fifth statutory factor, the Commission considers "evidence of viewing patterns in cable and noncable households within the areas served by the cable system or systems in such community."<sup>53</sup> Entravision submits that the WJAL's low to nonexistent viewership numbers across the Washington, D.C. market reflect its historical position on the periphery of the market.

For purposes of this factor, as with historical carriage, the Commission has routinely stated that lack of viewership is not a meaningful market modification factor in the context of new stations.<sup>54</sup> The radical changes in WJAL's circumstances make it

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<sup>51</sup> *Tennessee Broadcasting Partners*, *supra*, 23 FCC Rcd at ¶ 49. *See also WSBS Licensing*, *supra*, 32 FCC Rcd at ¶ 11 (citing

<sup>52</sup> 32 FCC Rcd at ¶ 11 (quoting *Petition for Modification of Dayton, OH Designated Market Area*, Memorandum Opinion and Order, 28 FCC Rcd 16011, 16019, ¶ 22 (MB 2013)).

<sup>53</sup> 47 U.S.C. § 534(h)(1)(C)(ii)(IV). *See also Tennessee Broadcasting Partners*, *supra*, 23 FCC Rcd at ¶ 50.

<sup>54</sup> *See WACP, Atlantic City, NJ*, *supra*, 29 FCC Rcd at 1845, ¶ 19 ("with new stations, failure to establish either historic carriage or significant viewership is given

something of a new station for market modification purposes, for whom the viewership (and historical carriage) factor is of less probative value than for ordinary stations.<sup>55</sup> The Station's community of license and transmitter site relocation and its dramatic improvement in signal coverage are recent occurrences and the Commission should consider this fact a mitigating circumstance with respect to any lack of viewership in the Cox Communities.<sup>56</sup>

### III. CONCLUSION

As set forth above, analysis of the market modification factors indicate that the Cox Communities properly belong in the Station's market.

Under Commission precedent, the third factor, consumers' access to in-state broadcast signals, and the fourth factor, the local service provided by other stations currently carried by Cox, should simply drop out of the market modification analysis. With respect to historical carriage, the first factor, Cox's carriage of stations co-located with the Station and the Station's carriage on satellite systems overlapping with and adjacent to the Cox Communities support weighing this factor in WJAL's favor. In any event, with regard to historical carriage and viewership, the fifth factor, the Commission

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lesser weight, and we typically rely more on a station's Grade B contour to delineate its market"); *Time Warner Entertainment-Advance /Newhouse Partnership*, 22 FCC Rcd 13642, 13649, ¶ 14 (MB 2007). See also *Time Warner Entertainment Co., L.P.*, 12 FCC Rcd 22069, 22077 (1997); *Horizon Broadcasting Corporation*, 12 FCC Rcd 11634, 11638 (1997); *Time Warner Cable*, 11 FCC Rcd 8047, 8053-54 (1996).

<sup>55</sup> With respect to the overlap of the historical carriage and viewership factors, the Commission has expressly stated that "viewership is difficult to separate from historic cable carriage," and the factors mitigating any lack of historic carriage apply equally in the viewership context. *The Chronicle Publishing Company*, 10 FCC Rcd 9474, 9482 (CSB 1995).

<sup>56</sup> See, e.g., *CoxCom, Inc. d/b/a Cox Communications Orange County, et al.*, 24 FCC Rcd 1487 at ¶ 12 (MB 2009) ("because KVMD's signal has only recently improved, we believe that KVMD has not had sufficient time to demonstrate its audience appeal to cable and noncable households in the modified communities").

has previously held that an insufficient showing under these criteria is offset by a station's status as a new station, or by recent changes in signal strength and coverage capabilities. To the extent the Commission finds the Station's historical carriage and viewership credentials lacking, the Commission should apply the same offsets here.

With respect to the crucial second factor, local coverage and service, it is beyond dispute that WJAL covers the Cox Communities with the Station's 36 dBu noise-limited contour. With respect to distance considerations, the Station's geographic proximity to the Cox Communities is in keeping with Commission precedent, whether measured from the Station's transmitter site or its community of license. WJAL's community of license, Silver Spring, Maryland, and the Station itself are united to the broader metro D.C. area, including the Cox Communities, by common economic, social, and cultural ties. These ties, together with geographic proximity and the Station's robust signal coverage should outweigh any deficits the Commission finds in the Station's current local programming. Entravision intends to improve the Station's local programming in the future and this commitment together with the Station's strong geographic proximity and signal coverage showing support weighing the local service factor in WJAL's favor.


Much has changed since the previous market modification decision involving the Station was decided. As noted above, the Station has entered into a channel sharing arrangement with a District of Columbia-based station, relocated its transmitter site from Mercersburg, Pennsylvania to Washington, D.C., changed its community of license from Hagerstown to Silver Spring, Maryland, opened a studio in DC, and achieved extraordinary signal coverage gains in the Cox Communities. All of these changes

evidence a clear market nexus with the Cox Communities and demonstrate that the subject communities rightfully belong in the Station's market.

WHEREFORE, it is respectfully requested that the Commission grant the instant Petition for Special Relief filed by Entravision Holdings, LLC, the licensee of Station WJAL(TV), Silver Spring, Maryland, in which Entravision seeks to modify the Station's market to include the cable communities served by Cox in the Washington, D.C. DMA.

Respectfully submitted,

**ENTRAVISION HOLDINGS, LLC**

  
By: \_\_\_\_\_

Barry A. Friedman  
Thompson Hine LLP  
Suite 700  
1919 M. Street, N.W.  
Washington, D.C. 20036  
(202) 331-8800  
Its Attorneys

Dated: November 7, 2017

**Verification**

The undersigned certifies that he has read the submission and to the best of his knowledge, information, and belief formed after reasonable inquiry, it is well grounded in fact and is warranted by existing law; and that it is not interposed for any improper purpose.

Respectfully submitted,

**ENTRAVISION HOLDINGS, LLC**

By: 

Dated: November 6, 2017

## **EXHIBIT A**



# GET RIGHT TO THE GOOD STUFF



## September 2017 channel lineup

### Fairfax County Area

Fairfax County, Falls Church, Fairfax, Clifton, Herndon and Vienna



#### Cox TV Starter (Included in all video packages)

##### TV Starter

3 CW-WDCW	18 George Mason University	34 HSN	130 TBN	811 Movies
4 NBC-WRC 4	19 NVCC	35 Galavision	131 Daystar	812 WMPT 2
5 FOX-WTTG 5	20 My20-WDCA	36 Cox Fairfax VA 36	133 EWTN	813 Heroes Icons-WDCA
7 ABC-WJLA 7	21 FCPS Red Apple 21	37 FPA Community Board	800 WETA UK	814 Buzzr-WTTG
8 News Channel 8	22 PBS WMPT	38 QVC2	801 WETA Kids	815 PBS Kids WMPT
9 CBS WUSA 9	23 Herndon Community TV	41 C-SPAN	802 WETA PBS	816 NHK World WMPT
10 Fairfax Cable Access	24 QVC	42 C-SPAN 2	803 COZITV-WRC	817 getTV-WFDC
11 Cities of Falls Church	25 FCPS Community Classroom	43 C-SPAN 3	804 Me-WJLA	830 FPA International Access
12 Cityscreen	26 PBS-WETA	50 Jewelry TV	805 The Justice Network-WUSA	901-950 Music Choice
14 Univision-WFDC	27 Town of Vienna Community Network	74 Yurview Virginia	806 Comet TV-WJLA	
15 ION-WPXW	29 EVINE Live	99 FCPS Teaching Channel	807 Bounce TV-WUSA	
16 Fairfax County Government	31 Leased Access	114 Beauty IQ	808 This TV-WDCW	
17 TBS	32 WHUT	115 HSN 2	809 Antenna TV-WDCW	

##### HD Channels

1003 CWHD-WDCW	1014 Univision HD-WFDC	1022 PBS WMPT HD	1038 QVC2 HD *	1114 Beauty IQ HD *
1004 NBC HD-WRC	1015 ION HD-WPXW	1024 QVC HD	1041 C-SPAN HD	1133 EWTN HD *
1005 FOX HD-WTTG	1016 Fairfax County Government HD	1026 PBS HD-WETA	1042 C-SPAN 2 HD *	1901-1950 Music Choice HD
1007 ABC HD-WJLA	1017 TBS HD	1029 Evine Live HD	1043 C-SPAN 3 HD *	
1008 News Channel 8 HD	1020 MyNetwork TV HD-WDCA	1034 HSN HD	1050 Jewelry TV HD	
1009 CBS HD-WUSA	1021 FCPS Red Apple 21 HD	1035 Galavision HD	1074 Yurview Virginia HD	

#### Contour Flex (Includes TV Starter channels)

##### Economy (Optional) \*

51 FXX	70 HLN	79 truTV	85 Comedy Central	97 National Geographic
58 Lifetime	71 CNN	80 USA Network	87 TNT	98 WGN
60 Food Network	72 Fox News Channel	81 FX	90 Cartoon Network	102 GSN
66 BET	73 Discovery	82 Syfy	91 Nickelodeon	
67 msnbc	77 History	83 E! Entertainment	92 Disney	
69 The Weather Channel	78 Animal Planet	84 TV Land	94 TCM	

# GET RIGHT TO THE GOOD STUFF



## September 2017 channel lineup

Fredericksburg Area  
Spotsylvania & Stafford Area



### Cox TV Starter (Included in all video packages)

#### TV Starter

2 My20-WDCA20	15 CW-WDCW	77 Yurview Virginia	115 HSN2	808 ThisTVWDCW
3 PBS-WETA26	16 ION-WPXW	83 Fredericksburg Education Access	130 TBN	809 AntennaTVWDCW
4 NBC-WRC4	19 WHUT	84 Fredericksburg Government Access	131 Daystar	811 MOVIES
5 FOX-WTTG5	21 C-SPAN	85 Fredericksburg Public Access	133 EWTN	813 Heroes Icons WDCA
6 CBS-WTVR6	22 C-SPAN 2	86 Spotsylvania County Education Access	800 WETAUK	814 Buzzr WTTG
7 ABC-WJLA7	23 C-SPAN 3	87 Spotsylvania Government Access	801 WETA Kids	817 getTVWFDC
8 News Channel 8	29 EVINE Live	88 Spotsylvania County Public Access	802 WETAPBS	820 Leased Access
9 CBS-WUSA9	31 Lease Access	89 Stafford County Education Access	803 CoziTVWRC	901-950 Music Choice
10 PBS-WCWE23	32 Univision-WFDC	90 Stafford County Government Access	804 MeTVWJLA	
12 ABC-WRIC8	33 QVC2	91 Stafford County Public Access	805 The Justice Network WUSA	
13 TBS	34 QVC	93 JewelryTV	806 CometTVWJLA	
14 HSN	35 Galavision	114 BeautyIQ	807 BounceTVWUSA	

#### HD Channels

1002 MyNetworkTV HD - WDCA	1008 News Channel 8 HD	1016 ION HD - WPXW	1032 Univision HD	1093 JewelryTV HD
1003 PBS HD - WETA	1009 CBS HD - WUSA	1021 C-SPAN HD	1033 QVC2 HD *	1114 BeautyIQ HD *
1004 NBC HD - WRC	1013 TBS HD	1022 C-SPAN 2 HD *	1034 QVC HD	1133 EWTN HD *
1005 FOX HD - WTTG	1014 HSN HD	1023 C-SPAN 3 HD *	1035 Galavision HD	1901-1950 Music Choice HD
1007 ABC HD - WJLA	1015 CW HD - WDCW	1029 Evine Live HD	1077 Yurview Virginia HD	

### Contour Flex (Includes TV Starter channels)

#### Economy (Optional) \*

36 E! Entertainment	46 CNN	55 Discovery	66 Comedy Central	75 Fox News Channel
37 BET	47 HLN	57 FX	67 Syfy	82 GSN
38 Disney	48 TNT	60 TV Land	68 FXX	97 National Geographic
39 The Weather Channel	49 AMC	61 Food Network	70 msnbc	108 POP
43 History	51 USA Network	64 Animal Planet	71 truTV	
45 Nickelodeon	53 Lifetime	65 Cartoon Network	73 TCM	

## EXHIBIT B



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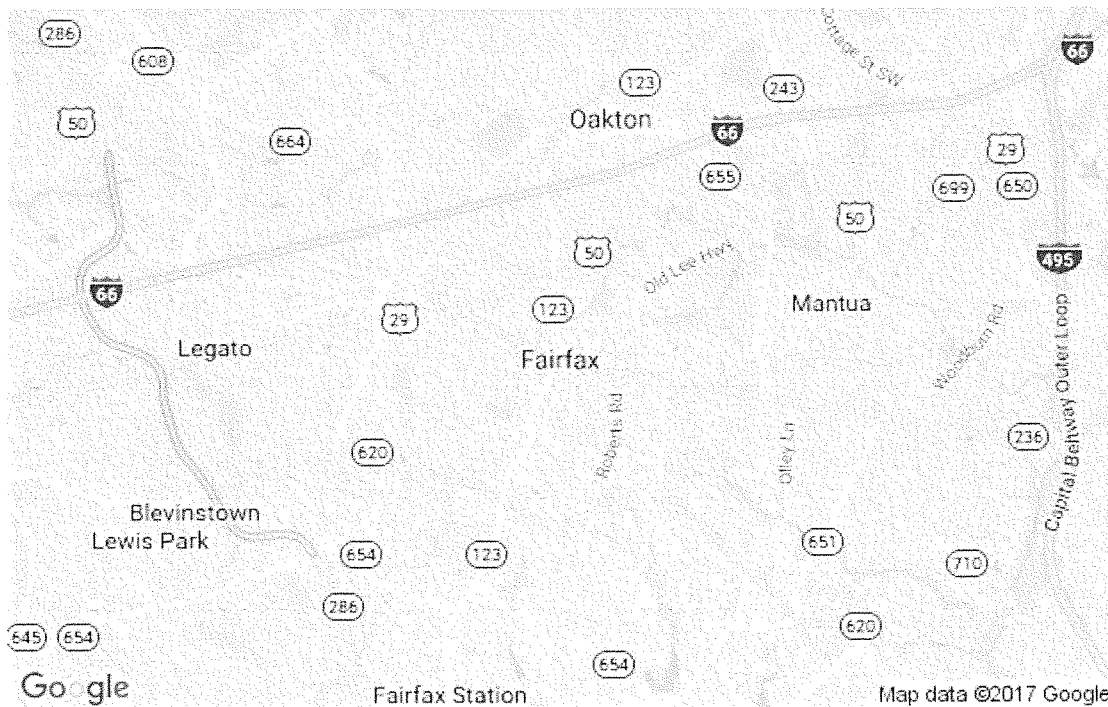
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Washington, DC - CBS (WUSA)	SD HD	9
Washington, DC - CW (WDCW)	SD HD	50
Washington, DC - FOX (WTTG)	SD HD	5
Washington, DC - IND (CNWS)	SD	8
Washington, DC - IND (WDVM)	SD HD	25
Washington, DC - IND (WJAL)	SD	68
Washington, DC - IND (WMDE)	SD HD	36
Washington, DC - ION (WPXW)	SD HD	66
Washington, DC - MNT (WDCA)	SD HD	20
Washington, DC - NBC (WRC)	SD HD	4
Washington, DC - PBS (WETA)	SD HD	26
Washington, DC - PBS (WFPT)	SD HD	62
Washington, DC - PBS (WHUT)	SD HD	32
Washington, DC - UNVSN (WFDC)	SD HD	14

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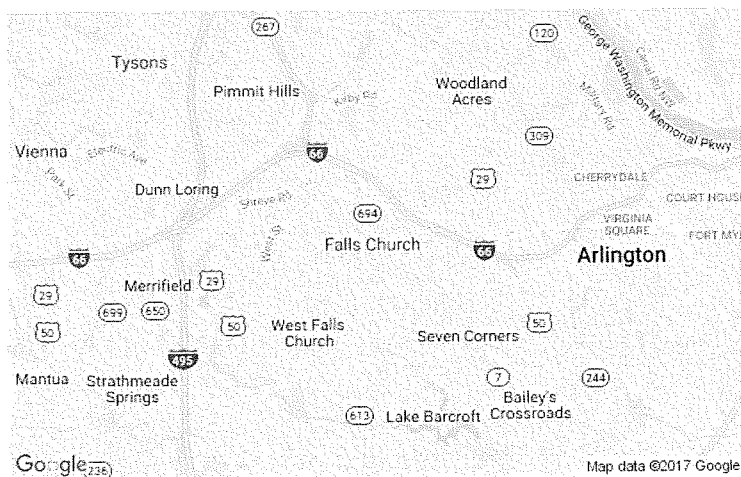
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Station		Local Channel Number
Washington, DC - ABC (WJLA)	SD HD	7
Washington, DC - CBS (WUSA)	SD HD	9
Washington, DC - CW (WDCW)	SD HD	50
Washington, DC - FOX (WTTG)	SD HD	5
Washington, DC - IND (CNWS)	SD	8
Washington, DC - IND (WDVM)	SD HD	25
Washington, DC - IND (WJAL)	SD	68
Washington, DC - IND (WMDE)	SD HD	36
Washington, DC - ION (WPXW)	SD HD	66
Washington, DC - MNT (WDCA)	SD HD	20
Washington, DC - NBC (WRC)	SD HD	4
Washington, DC - PBS (WETA)	SD HD	26
Washington, DC - PBS (WFPT)	SD HD	62
Washington, DC - PBS (WHUT)	SD HD	32
Washington, DC - UNVSN (WFDC)	SD HD	14

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Washington, DC - CBS (WUSA)	SD HD	9
Washington, DC - CW (WDCW)	SD HD	50
Washington, DC - FOX (WTTG)	SD HD	5
Washington, DC - IND (CNWS)	SD	8
Washington, DC - IND (WDVM)	SD HD	25
Washington, DC - IND (WJAL)	SD	68
Washington, DC - IND (WMDE)	SD HD	36
Washington, DC - ION (WPXW)	SD HD	66
Washington, DC - MNT (WDCA)	SD HD	20
Washington, DC - NBC (WRC)	SD HD	4
Washington, DC - PBS (WETA)	SD HD	26
Washington, DC - PBS (WFPT)	SD HD	62
Washington, DC - PBS (WHUT)	SD HD	32
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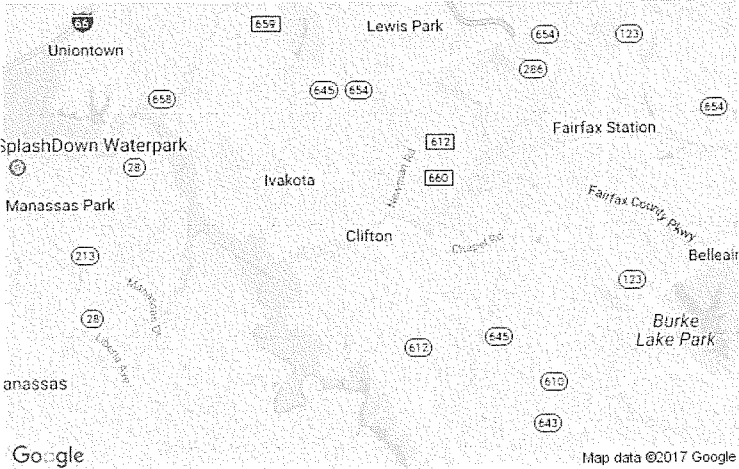
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Local channels

Station		Local Channel Number
Washington, DC - ABC (WJLA)	SD HD	7
Washington, DC - CBS (WUSA)	SD HD	9
Washington, DC - CW (WDCW)	SD HD	50
Washington, DC - FOX (WTTG)	SD HD	5
Washington, DC - IND (CNWS)	SD	8
Washington, DC - IND (WDVM)	SD HD	25
Washington, DC - IND (WJAL)	SD	68
Washington, DC - IND (WMDE)	SD HD	36
Washington, DC - ION (WPXW)	SD HD	66
Washington, DC - MNT (WDCA)	SD HD	20
Washington, DC - NBC (WRC)	SD HD	4
Washington, DC - PBS (WETA)	SD HD	26
Washington, DC - PBS (WFPT)	SD HD	62
Washington, DC - PBS (WHUT)	SD HD	32
Washington, DC - UNVSN (WFDC)	SD HD	14

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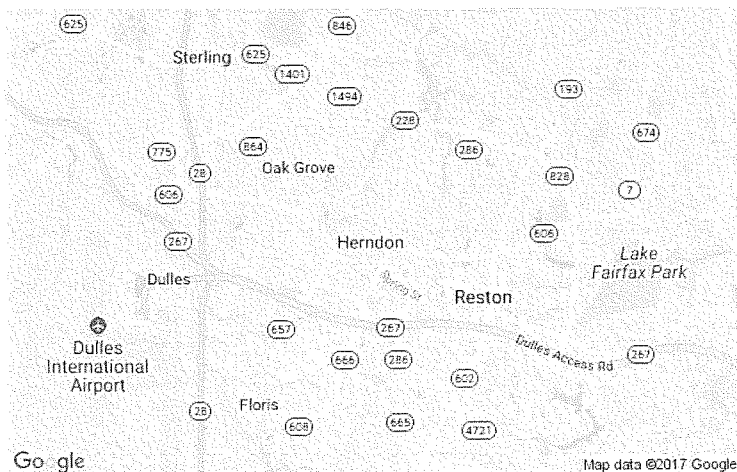
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City:

State:

Zip Code:



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#### Local channels

Station		Local Channel Number
Washington, DC - ABC (WJLA)	SD HD	7
Washington, DC - CBS (WUSA)	SD HD	9
Washington, DC - CW (WDCW)	SD HD	50
Washington, DC - FOX (WTTG)	SD HD	5
Washington, DC - IND (CNWS)	SD	8
Washington, DC - IND (WDVM)	SD HD	25
Washington, DC - IND (WJAL)	SD	68
Washington, DC - IND (WMDE)	SD HD	36
Washington, DC - ION (WPXW)	SD HD	66
Washington, DC - MNT (WDCA)	SD HD	20
Washington, DC - NBC (WRC)	SD HD	4
Washington, DC - PBS (WETA)	SD HD	26
Washington, DC - PBS (WFPT)	SD HD	62
Washington, DC - PBS (WHUT)	SD HD	32
Washington, DC - UNVSN (WFDC)	SD HD	14

Order Now  
or call **1-844-625-8247**

#### SPORTS NETWORKS

Regional and Collegiate Sports Networks are available with America's Top 120 Plus or higher. [Learn More](#)

#### Station

MASN

CSN Mid-Atlantic

Order Now  
or call **1-844-625-8247**

\*Local channels for non-qualifying packages are \$10.00 per month. Call 1-888-884-2741 for additional details.

\*\* With qualifying package. Call 1-888-884-2741 for additional details.

## EXHIBIT C

# WJAL-TV's

836,000 Cable Homes & Dish  
Network Satellite Homes

## In Maryland:

	System	Channel	Households
<b>Frederick</b> , Adamstown, Braddock Hts., Brunswick, Burkittsville, Emmittsburg, Ft. Detrick, Jefferson, Libertytown, Middletown, Myersville, Mt. Airy, Mt. Pleasant, New Market, Point of Rocks, Rosemont, Urbana, Walkersville, Woodsboro (Carroll and Frederick)	Comcast	24	61,200
<b>Hagerstown</b> , Funkstown, Williamsport, Boonsboro, Clear Spring, Chewsville, Halfway, Pinesburg (Washington)	Regional	8	9,160
<b>Cumberland</b> , LaVale, Bowling Green, Corriganville, Eckhart, Ellerslie, Mt. Savage, Potomac Park (Allegheny)	Atlantic Broadband	15	24,780
Frostburg, Lonaconing, Midland, Midlothian, Morgantown, Carlos, Klondike, National, Woodland, Zihlman (Allegheny)	Comcast	14	8,254
<b>Hancock</b> (Washington)	Comcast	13	2,909
Thurmont (Frederick)	Comcast	24	2,686
Smithsburg, Halfway, Maugansville (Washington)	Regional	8	2,310
Boonsboro (Washington)	Regional	8	2,333
Sharpsburg, Keedysville (Washington)	Comcasts	18	683
Fort Ritchie (Washington)	Comcast	35	455
Cascade, Highfield, Pen Mar (Washington)	Comcast	6	
Luke, Westport (Allegheny) Broadband	Atlantic	2	870

## In Pennsylvania:

<b>Chambersburg</b> , Fayetteville, Greene, Guilford, Hamilton, Letterkenny (Franklin); Shippensburg, Mainsville, Mifflin, Newville, Southampton, Pennsboro (Franklin and Cumberland)	Comcast	2	40,432
<b>Waynesboro</b> , Blue Ridge Summit, Mont Alto, Rouzerville, Edenville, Guilford, Quincy, Hamilton, Wayne Heights, Zullinger (Franklin)	Comcast	6	10,900
<b>Greencastle</b> , Shady Grove, State Line, Cumberland, Montgomery, Peters, Antrim Township (Franklin)	Comcast	10	6,190
McConnellsburg, Mercersburg, Ft. Loudon, Peters, Todd, Ayr, St. Thomas (Fulton)	Comcast	2	4,179
<b>Gettysburg</b> , Arentsville, Bendersville, Butler, Comcast Cross Roads, Codorus, Cumberland, Dover, Fairfield, Franklin, Freedom, German, Hamilton, Huntingdon, Latimore, Liberty, Menallen, Mt. Joy, Mt. Pleasant, Hopewell, Oxford, Reading, Straban, Union (Adams); Carroll Valley, Chanceford, Manheim, Paradise, Peach Bottom, Shrewsbury, Springfield, Warrington, Washington, Windsor, York Springs (York)		24	41,900
Biglerville, Butler, Gettysburg, Cumberland High Rock (Adams)	Comcast	27	8,387
Bonneauville, E. Berlin, Littlestown, New Oxford (Adams)	Comcast	24	6,620
Fort Loudon, St. Thomas, Peters (Franklin)	Comcast	2	1,533

## In Pennsylvania (continued):

	System	Channel	Households
Dillsburg (Adams), Carroll, Franklin (York); Comcast Latimore, Monaghan, Monroe (Cumberland)		24	26,000 <sup>1</sup>
Walnut Bottom, Newburg, Newton, Hopewell, Penn. (Cumberland); Letterkenny, Southampton Orrstown, (Franklin)	Kuhn Comm's	23	1,480
Calvin, Cassville, Todd, Union Township (Huntingdon)	Calvin Cable	27	871
Broad Top City, Hopewell, Langdondale (Bedford)	Broad Top Mt.	12	759
Hazleton, Three Springs (Huntingdon)	County Cable	27	400
Spring Run, Dry Run (Franklin)	Spring Run	17	331
Fannettsburg, Huntingdon, Metal, Willow Hill (Franklin)	Fannettsburg	14	325
Mapleton Depot (Huntingdon)	Mapleton TV	21	244
Orbisonia, Shade Gap (Huntingdon)	Orbisonia	27	226
Fannettsburg (Fulton)	Valley Cable 14		179
Allensville (Huntingdon)	Valley Cable	14	100
East Waterford (Juniata)	Valley Cable	2	96
Burnt Cabins (Huntingdon)	Burnt Cabins	14	85
Doyleburg, Fannet Township (Franklin)	Valley Cable	9	86
Neelyton, Dublin Township (Huntingdon)	Valley Cable	12	45
Blairs Mills, Tell Township (Blair and Huntingdon)	Valley Cable	7	31
Centerville, Londonderry, Southampton, Cumberland (Bedford) (See Cumberland System)	Atlantic Broadband		

## In Virginia:

Winchester, Berryville, Boyce, Middletown, Stephens City (Frederick)	Comcast	23	24,360
--	---------	----	--------

## In West Virginia:

<b>Martinsburg</b> , Berkeley (Berkeley)	Comcast	23	27,210
<b>Charles Town</b> , Bolivar, <b>Harpers Ferry</b> , Ranson, Shenandoah Junction, <b>Shepherdstown</b> (Jefferson)	Comcast	24	7,220
Berkeley, <b>Berkeley Springs</b> , <b>Hedgesville</b> , Inwood, Falling Waters, Bedington, Marlowe (Berkeley); <b>Great Cacapon</b> (Morgan)	Comcast	13	4,960
<b>Keyser</b> , Peidmont, Ridgeley, Ft. Ashby, Wiley Ford, Cependale (Mineral)	Comcast	14	12,277
<b>Romney</b> (Hampshire)	Comcast	14	1,417
Capon Bridge (Hampshire); Wardensville (Hardy)	Valley Cable	14	620
Augusta, North River Mills, Shanks (Hampshire)	Tele-Media	14	345

Last updated 01/24/06. SOURCE: Nielsen Station Index, Nielsen Cable On-Line Data Exchange, TV & Cable Factbook, systems themselves. If number of subs is blank, then the number of subs are incorporated elsewhere here. Parentheses indicate Counties reached. Dillsburg still under buildouts by GS Communications. Overall number

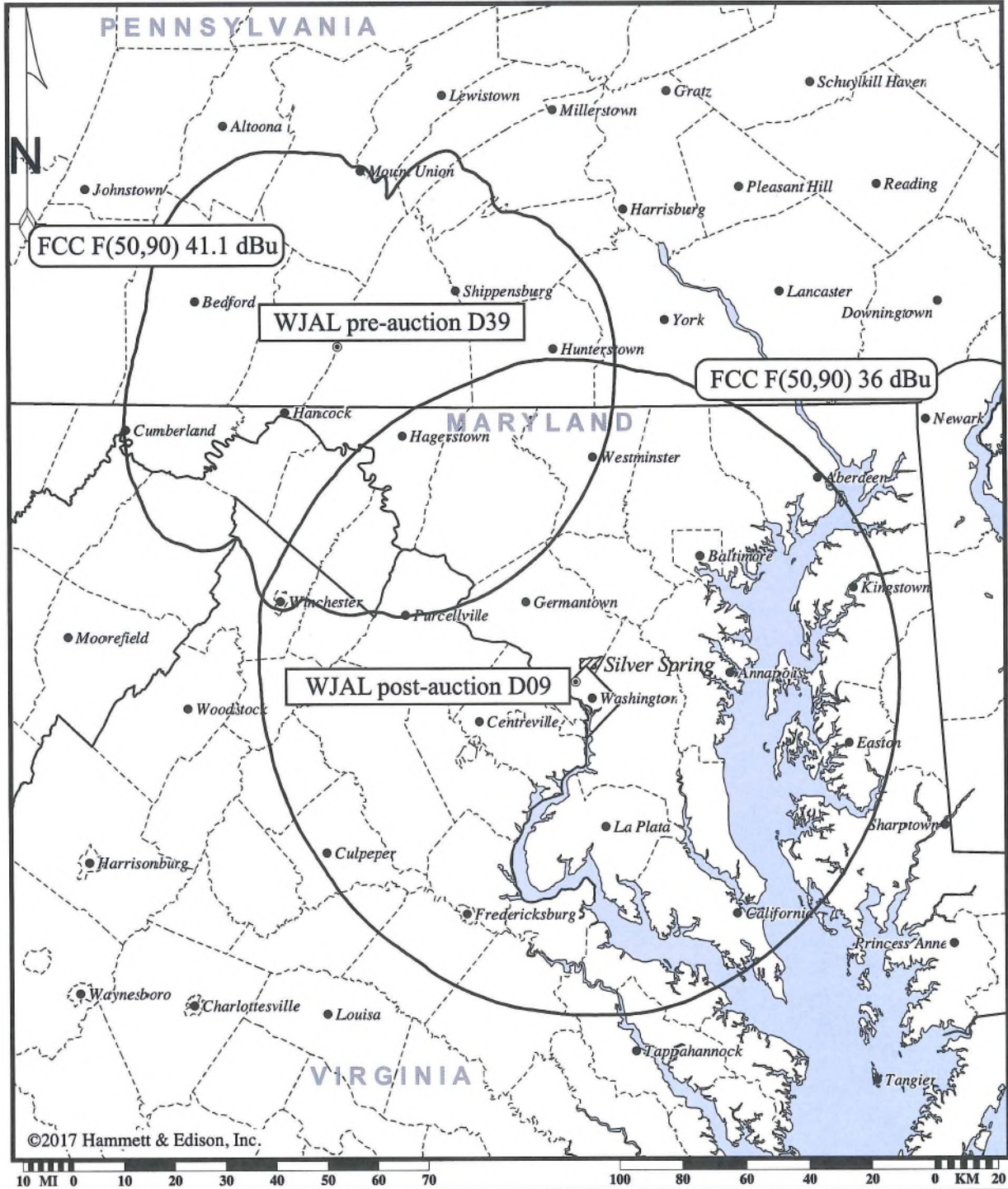
## **EXHIBIT D**

**(Shared with TV Station WUSA)**

**VS.**

**TV Station WJAL • Pre-Auction Channel 39 • Hagerstown, Maryland**

## Licensed Threshold Countours



Albers equal area map projection. Map data taken from Sectional Aeronautical Charts, published by the National Ocean Survey. City names, city limits, county and state lines shown taken from U.S. Census Bureau TIGER/Line 2010 data.



**HAMMETT & EDISON, INC.**  
CONSULTING ENGINEERS  
SAN FRANCISCO

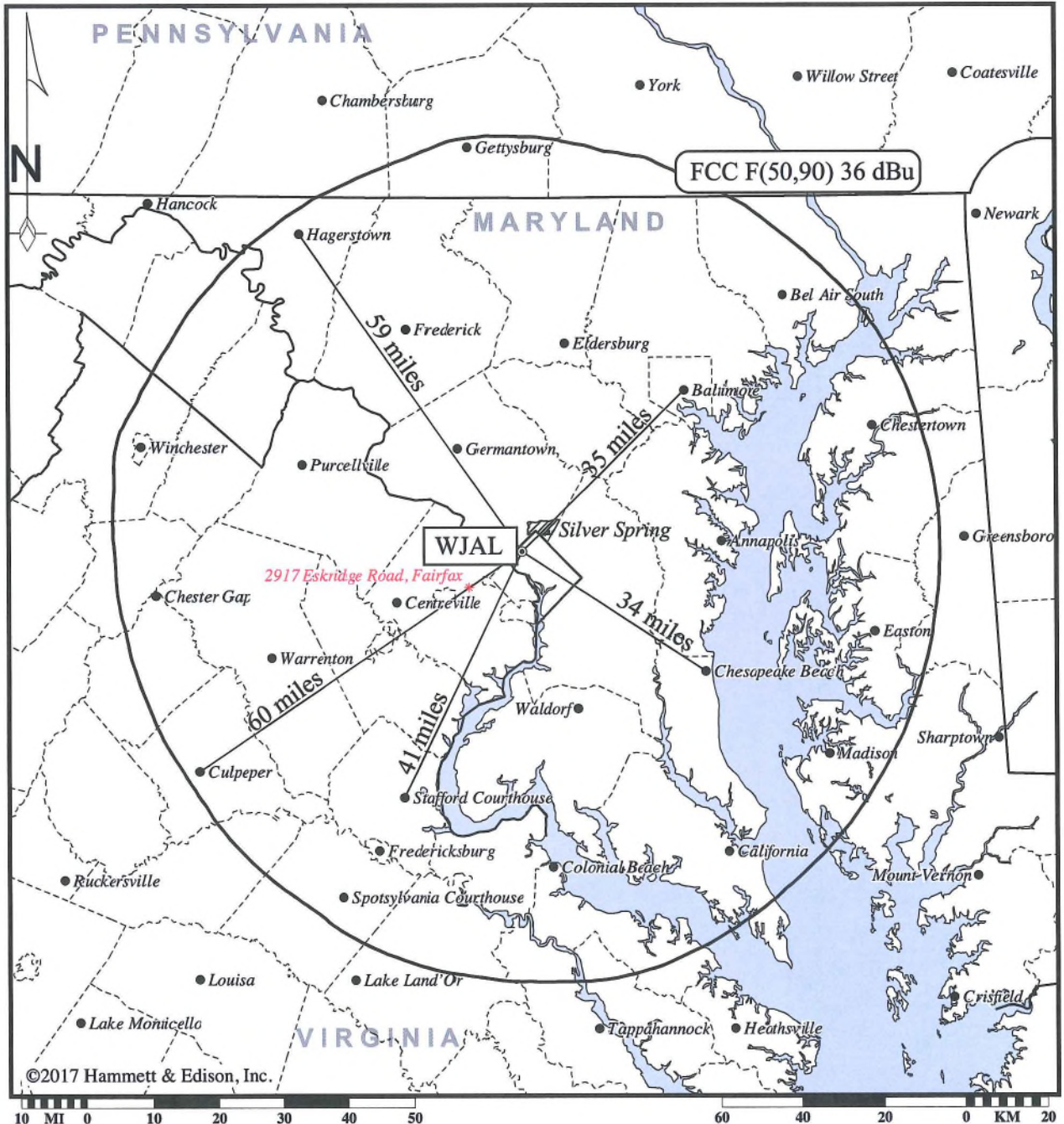
WJAL  
November 6, 2017

## EXHIBIT E



**TV Station WJAL • Post-Auction Channel 9 • Silver Spring, Maryland  
(Shared with TV Station WUSA)**

**Licensed Threshold Contour with Cox Headend Location (in Red)**



Albers equal area map projection. Map data taken from Sectional Aeronautical Charts, published by the National Ocean Survey. City names, city limits, county and state lines shown taken from U.S. Census Bureau TIGER/Line 2010 data.



**HAMMETT & EDISON, INC.**  
CONSULTING ENGINEERS  
SAN FRANCISCO

Cox  
November 6, 2017



## **EXHIBIT F**

**STATION WJAL(TV), SILVER SPRING, MARYLAND:**  
**Transmitter Site – Cox Community Distances<sup>1</sup>**

average distance:     25 miles  
median distance:     16 miles

CUID	Community Name	Distance From Transmitter Site to Community (Miles)
VA0301	Fairfax County	9
VA0318	Vienna	11
VA0326	Fairfax City	14
VA0327	Falls Church	7
VA0346	Herndon	16
VA0630	Clifton	20
VA0020	Fredericksburg	49
VA0022	Spotsylvania	59
VA0023	Stafford	40

---

<sup>1</sup> These distances were calculated using Google Maps and are reported as the crow flies.

**EXHIBIT G**

**WJAL(TV), SILVER SPRING, MARYLAND:**  
**Community of License – Cox Community Distances<sup>1</sup>**

average distance:     37.2 miles  
median distance:     27 miles

CUID	Community Name	Distance from Silver Spring, Maryland to Community (Miles)
VA0301	Fairfax County	16
VA0318	Vienna	17
VA0326	Fairfax City	26
VA0327	Falls Church	16
VA0346	Herndon	27
VA0630	Clifton	36
VA0020	Fredericksburg	60
VA0022	Spotsylvania	80
VA0023	Stafford	57

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<sup>1</sup> These distances were calculated using Google Maps and are reported in driving miles.

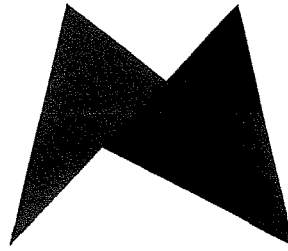
**EXHIBIT H**

[illegible]

KING OF THE HILL	RACELINE		PRODUCT SHOWCASE	5:30 PM
	THE OUTDOORSMAN		HOUSE OF PRAYER	6:00 PM
	GAME ON		WELLNESS HOUR	6:30 PM
FAMILY GUY	RAISING HOPE		GOD SMILES	7:00 PM
AMERICAN DAD	TEXAS MUSIC SCENE		MANNA-FEST	7:30 PM
THE CLEVELAND SHOW	FAMILY GUY		BOB'S BURGER	8:00 PM
RAISING HOPE				8:30 PM
RULES OF ENGAGEMENT	WHAT WENT DOWN		RULES OF ENGAGEMENT	9:00 PM
	MOVIE	HAVEN	LEADING THE WAY	9:30 PM
		MURDOCH MYSTERIES		10:00 PM
COPS RELOADED	AMERICAN NINJA WARRIOR		PRODUCT SHOWCASE	10:30 PM
			LEVERAGE	11:00 PM
				11:30 PM

## **EXHIBIT I**





MONTGOMERY COUNTY  
ECONOMIC DEVELOPMENT  
CORPORATION MARYLAND

ABOUT MCEDC    MOCO ADVANTAGE    QUALITY OF LIFE    GROW YOUR BUSINESS  
KEY INDUSTRIES    GO GLOBAL (/GO-GLOBAL-FROM-MOCO/)  
FIND A PROPERTY (/PROPERTIES/)    NEWS & EVENTS    CONNECT

# DC'S PLAYGROUND

## A DIVERSE AND VIBRANT COMMUNITY WELCOMES YOU

Montgomery County is a friendly, cosmopolitan place that's ideal to grow a business, raise a family and live the good life. The population is diverse and a common thread is the rich quality of life we offer — from award-winning restaurants and cultural gems to abundant parkland, excellent transportation and exceptional walkable communities.

1000000900

residents

350

restaurants

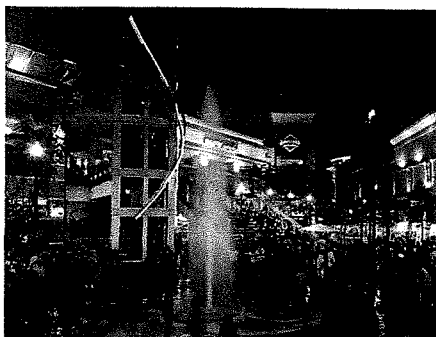
22

cultural  
groups

theaters

400

parks



## OUR COMMUNITIES

From vibrant, urban districts like Bethesda, Silver Spring, Kensington and Wheaton to rustic open living spaces in Darnestown and Poolesville, there is a neighborhood for everyone in Montgomery County. We have many mixed used, sustainable communities popping up like Pike & Rose, Downtown Crown, White Flint and White Oak. Our county seat, Rockville, combines historic charm with a growing business and retail district.

**LEARN MORE  
(/QUALITY/OUR-  
COMMUNITIES)**



## TOP SCHOOLS

Montgomery County is at the head of the class. Find out about the top universities located in the county, including specialized programs that are turning out more graduates in STEM disciplines and a skilled workforce. From K – 12, some of the top schools in the nation are located here. An impressive 36 schools in the county are National Blue Ribbon Schools.

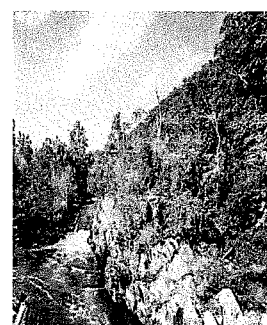
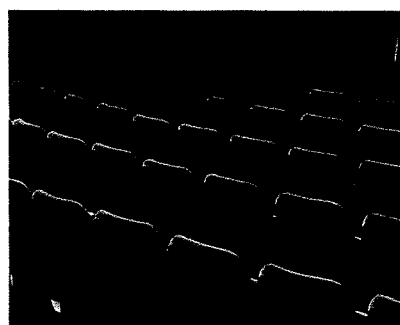
**LEARN MORE  
(/QUALITY/TOP-  
SCHOOLS)**



## TRANSPORTATION

With our convenient metro, trains, ride sharing and 3 international airports within a 30-mile radius, our transportation network makes it's easy to get down to business here. And we have a prominent next door neighbor, the nation's capital. In real estate, location matters. For business matters, see why Montgomery County is a prime choice.

**LEARN MORE  
(/QUALITY/TRANSPORTATION)**



## FOOD SCENE

In a culturally diverse area like Montgomery County, it is no wonder the restaurant scene is out of this world. From ethnic enclaves like Wheaton, Rockville and Gaithersburg to city districts like Bethesda and Silver Spring, there are dining options to delight every palate. Plus, farmer's markets bursting with fresh produce and farm-to-table great eats.

**LEARN MORE**  
(/QUALITY/FOOD-SCENE)

## ARTS & CULTURE

From the restored 1938 Art Deco AFI Silver Theater to Rockville's Strathmore Music Center, arts is alive and well in our community. Upper County in Germantown, find the outstanding BlackRock Center for the Arts. Olney Theatre Center has world-class productions while the Adventure Theater and Imagination Stage feed the imagination of children – the next generation of arts patrons.

**LEARN MORE**  
(/QUALITY/ARTS-CULTURE)

## PARKS & RECREATION

For biking, hiking, kayaking, fishing and swimming, find your path in Montgomery County. With 400 parks and 34 community recreation centers, find recreational opportunities that appeal to virtually every interest. Check out the Maryland SoccerPlex, abundant baseball fields and golf courses, and hockey venues (ice, air and field). A fun mix to get out and play!

**LEARN MORE**  
(/QUALITY/PARKS-RECREATION)

## CONNECT WITH US

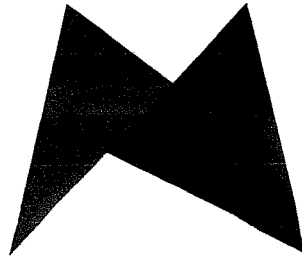
(http://connect.montgomerycountymd.gov)

SIGN UP FOR OUR NEWSLETTER (/connect#newsletter)

Search

**MONTGOMERY COUNTY ECONOMIC  
DEVELOPMENT CORPORATION**

1801 Rockville Pike, Suite 320



**MONTGOMERY COUNTY  
ECONOMIC DEVELOPMENT  
CORPORATION MARYLAND**

**ABOUT MCEDC    MOCO ADVANTAGE    QUALITY OF LIFE    GROW YOUR BUSINESS**  
**KEY INDUSTRIES    GO GLOBAL (/GO-GLOBAL-FROM-MOCO/)**  
**FIND A PROPERTY (/PROPERTIES/)    NEWS & EVENTS    CONNECT**

# **TRANSPORTATION**

**FROM HERE, DO BUSINESS ANYWHERE**

Planes, trains, metro, cars and bikes: business owners, employees and residents have excellent options for getting around town. In addition to our transportation network within the county, we are next-door neighbors with Washington, D.C. and perfectly situated halfway between Boston and Atlanta, one of the busiest business corridors.

### THREE INTERNATIONAL AIRPORTS WITHIN A 30-MILE RADIUS

Global business is big business in Montgomery County. We have three international airports with direct flights to many international destinations. And since more than 160 foreign-owned companies have North American headquarters in the county, this offers a big strategic advantage.

Baltimore/Washington International  
Thurgood Marshall **(BWI)**

Ronald Reagan Washington National  
**(DCA)**

Dulles International **(IAD)**

Also, Montgomery County Airpark in Gaithersburg provides convenient corporate and general aviation, offering a local alternative to regional transportation.

### METRORAIL

The rapid transit system of Washington, D.C. is Metro (<https://wmata.com/>), with hundreds of stops located throughout Montgomery County and across the greater Washington, D.C. areas.

*From Montgomery County, it's great to be able to go in and out from 3 different airports or the train. I can move really quickly and easily around the world when I need to.*

**Seth Goldman, Founder & CEO, Honest Tea, Bethesda Worldwide Headquarters**

### CAPITAL BIKESHARE

It's inexpensive and green! Montgomery County is part of the regional Capital Bikeshare system. Pick up a bike for quick and easy connections to home, work or job training. Rockville, Silver Spring, Gaithersburg, Takoma Park and Chevy Chase are among the participating communities. Find out about a new, free bikeshare program called MCLiberty (<https://www.montgomerycountymd.gov/DOT-DIR/commuter/bikesharingCSS.html>) for qualified participants at BikeShare (<https://www.montgomerycountymd.gov/DOT-DIR/commuter/bikesharingCSS.html>).



Metro buses and local Ride-On buses add to the mass transit options available throughout the county.



## **TAXIES, UBER, LYFT, AND OTHER DRIVING SERVICES**

Driving services are readily available throughout Montgomery County and the greater metro area.

## **MARC TRAIN AND AMTRAK ACCESS**

MARC Trains provide state-wide transportation for commuters coming in and out of Montgomery County. MARC Train (<https://mta.maryland.gov/marc-train>) stops in the county include Gaithersburg, Germantown, Rockville and Silver Spring. Amtrak also has stops in the area, including a metro platform in Rockville.

## **PORT OF BALTIMORE**

Is a close by port if shipping is an important part of your business model and growth potential.



Courtesy of Montgomery County Planning

## **DRIVING**

The highway system includes Interstate 70 that runs northwest-southwest, connecting to I-70 in the north at Frederick, and the I-495 Capital Beltway to the south that provides access to DC and Northern Virginia. The Intercounty Connector, or ICC, runs east-west from I-95 to I-270 and has made connecting to Baltimore, Howard and Prince George's counties much easier.

## **CONNECT WITH US**

(<http://connect.montgomerycountymd.gov>)

SIGN UP FOR OUR NEWSLETTER (</connect#newsletter>)

## SILVER SPRING

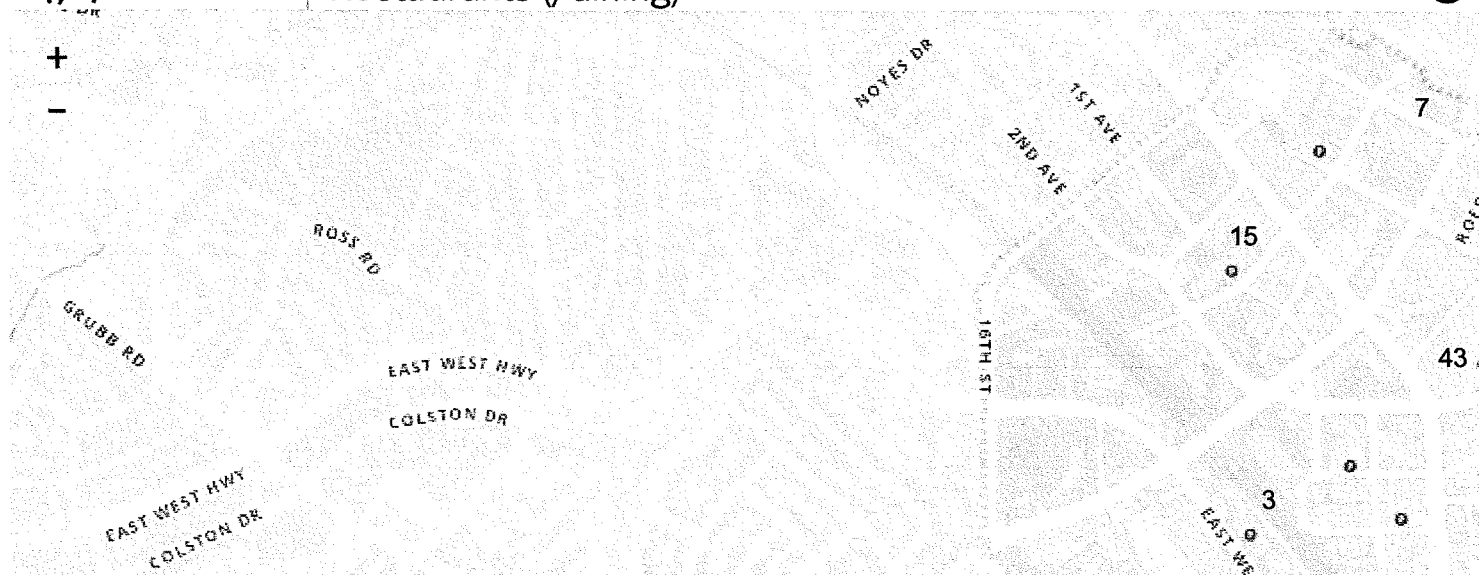
ARTS &amp; ENTERTAINMENT DISTRICT

(/)

Arts &amp; Entertainment (/arts-district)



Restaurants (/dining)



Transportation (/transportation)



Directions (/directions)

## ARTS &amp; ENTERTAINMENT

NOAA Weather (/noaa\_weather)

LIVE MUSIC, THEATER, INDEPENDENT FILMS AND MAJOR MOTION BLOCKBUSTERS,  
VISUAL ARTS, DANCE, AND SO MUCH MORE. THE **SILVER SPRING ARTS DISTRICT**

Calendar of Events (/calendar)

HAS EVERYTHING YOU HAVE BEEN LOOKING FOR.

Submit An Event (/submit-event)

FILTER BY GROUP

Taste the World (/taste-the-world)

## ACORN PARK

1190 EAST-WEST HWY

(/go/acorn-park)

Silver Spring Urban District (/silver-spring-urban-district)

Silver Spring Regional Center (/silver-spring-regional-center)

Silver Spring Civic Building (/silver-spring-civic-building)

Arts &amp; Entertainment District (/arts-and-entertainment-district)

## AFI SILVER THEATRE &amp; CULTURAL CENTER

8633 COLESVILLE RD

(/go/afi-silver-theatre-and-cultural-ctr)

Community Support Links (/community-support)

News (/news)

Contact Us (/contact)

**ALBA ROSA**

1325 FENWICK LN

[\(/go/alba-rosa\)](#)[Search \(/search\)](#)[Summer Family Entertainment \(/summer-family-entertainment\)](#)**THE ARC**

1203 FIDLER LN

[\(/go/the-arc\)](#)[Silver Spring Jazz Festival \(/silver-spring-jazz-festival\)](#)[Montgomery County Thanksgiving Parade  
\(/montgomery-county-thanksgiving-parade\)](#)**ART DECO BENCHES**

1133 EAST-WEST HWY

[\(/go/art-deco-benches\)](#)**ARTIVATE**

8455 COLESVILLE ROAD

[\(/go/artivate\)](#)**ARTS ALLEY**

8030 GEORGIA AVE

[\(/go/arts-alley\)](#)**ARTS AND HUMANITIES COUNCIL OF MC**

801 ELLSWORTH DR

[\(/go/arts-and-humanities-council-of-mc\)](#)**ARTSTREAM**

8641 COLESVILLE RD



(/go/artstream1)

## **BEFORE AND AFTER**

901 ELLSWORTH DRIVE

(/go/before-and-after)

## **BIO WALL**

1040 SPRING ST

(/go/bio-wall)

## **BIRD HOUSES**

8616 2ND AVE

(/go/bird-houses)

## **BOTERO BALLERINAS**

8711 GEORGIA AVE

(/go/botero-ballerinas)

## **BRUSH STROKES**

933 ELLSWORTH DR

(/go/brush-strokes)

## **A BRUSHSTROKE OF DISCOVERY**

8500 COLESVILLE RD

(/go/a-brushstroke-of-discovery)

## **CATYLATOR MAKERSPACE**

8121 GEORGIA AVENUE

(/go/catylator-makerspace)

## COASTLINE

1301 EAST-WEST HWY

(/go/coastline)

## COLOR ME MINE

823 ELLSWORTH DR

(/go/color-me-mine)

## COUSINS

OFF EASTERN AVE AT KENNETT ST GARAGE

(/go/cousins)

## CREATE ARTS CENTER

816 THAYER AVE

(/go/create-arts-center)

## CRESCENT

930 WAYNE AVE

(/go/cresent)

## CROSSWALK COLORS

SPRING STREET

(/go/crosswalk-colors)

**CUNIFORM MUSIC**

FENTON ST

(/go/cuniform-music)

**DAVE AND BUSTER'S**

8661 COLESVILLE RD

(/go/dave-and-busters)

**DC SONIC CIRCUITS**

AT CUNIFORM MUSIC

(/go/dc-sonic-circuits)

**DISCOVERY COMMUNICATIONS**

ONE DISCOVERY PL

(/go/discovery-communications)

**DOCS IN PROGRESS**

801 WAYNE AVE

(/go/docs-in-progress)

**DOWNTOWN SS SHOPPING CENTER**

GEORGIA AVE & COLESVILLE RD

(/go/downtown-ss-shopping-center)

**EAST/ WEST BEACON**

1200 EAST-WEST HWY

(/go/east-west-beacon)

## **EUREKA!**

ONE DISCOVERY PLACE

(/go/eureka)

## **FEAR THE TURTLE: WISDOM OF EINSTEIN**

SPRING ST & CAMERON ST

(/go/fear-the-turtle-wisdom-of-einstein)

## **FEARLESS FLIER**

923 ELLSWORTH DR

(/go/fearless-flier)

## **FILL-UP AND RIDE**

8616 2ND AVE

(/go/fill-up-and-ride)

## **THE FILLMORE SILVER SPRING**

8656 COLESVILLE RD

(/go/the-fillmore)

## **FOGOMOTION**

8215 FENTON ST

(/go/fogomotion)

## **FOR SPACE LOVERS**

8025 13TH ST

(/go/moon-dancing)

**FORUM THEATRE**

8641 COLESVILLE RD

(/go/forum-theatre)

**FRIENDS OF THE LIBRARY BOOKSTORE**

8901 COLESVILLE RD

(/go/silver-spring-library)

**GLOBAL REFUGEE MURAL**

963 BONIFANT ST

(/go/gobal-refugee-mural)

**THE GREATER SILVER SPRING CHAMBER OF COMMERCE**

8601 GEORGIA AVE

(/go/the-greater-silver-spring-chamber-of-commerce)

**GYMBOREE PLAY AND MUSIC**

921B ELLSWORTH DR

(/go/gymboree-play-and-music)

**THE HAND**

1325 EAST-WEST HWY

(/go/the-hand)

## **HARRY TRUMAN STANDS ON EAST PLATFORM**

8100 GEORGIA AVE

(/go/harry-truman-stands-on-east-platform)

## **HIGHWOOD THEATRE**

914 SILVER SPRING AVE

(/go/highwood-theatre)

## **HISTORIC ARMORY SITE - NOW AND THEN**

925 WAYNE AVE

(/go/historic-armory-site-now-and-then)

## **IMPERIAL FINE FRAMING**

943 BONIFANT ST

(/go/imperial-fine-framing)

## **JOE'S RECORD PARADISE**

8216 GEORGIA AVE

(/go/joes-record-paradise)

## **LEVINE MUSIC**

900 WAYNE AVENUE

(/go/levine-school)

## **LIGHTWEB**

923 ELLSWORTH DR

(/go/lightweb)

**LIL SOSO PRODUCTIONS**

8001 KENNETT ST

(/go/lil-soso-productions)

**LION AND THE MOUSE**

900 WAYNE AVENUE

(/go/lion-and-the-mouse)

**LOTUS COLUMNS**

1200 BLAIR MILL RD

(/go/lotus-columns)

**LUCKY DOG FILMS**

8215C FENTON ST

(/go/lucky-dog-films)

**MARYLAND YOUTH BALLET**

926 ELLSWORTH DR

(/go/maryland-youth-ballet)

**THE MAYOR**

8221 GEORGIA AVE

(/go/the-mayor)

**MCGINTY'S PUBLIC HOUSE**

911 ELLSWORTH DR

(/go/mcgintys-public-house)

**MONTGOMERY COUNTY HISTORIC PRESERVATION COMM**

1400 SPRING ST

(/go/montgomery-county-historic-preservation-comm)

**MONTGOMERY COLLEGE BLACK BOX THEATRE**

PHILA. & CHICAGO

(/go/montcoll-at-tp-black-box-theatre)

**MONTGOMERY COLLEGE CAMPUS**

7600 TAKOMA AVE

(/go/montgomery-college-campus)

**MONTGOMERY COLLEGE CULTURAL ARTS CENTER**

7995 GEORGIA AVE

(/go/montgomery-college-cultural-arts-center)

**MONTGOMERY COLLEGE MORRIS & GWENDOLYN CAFRITZ ART CENTER**

930 KING ST

(/go/montgomery-college-morris-and-gwendolyn-cafritz-art-center)

**MONTGOMERY COUNTY HISTORIC PRESERVATION COMMISSION**

8787 GEORGIA AVE

(/go/montgomery-county-historic-preservation-commission)



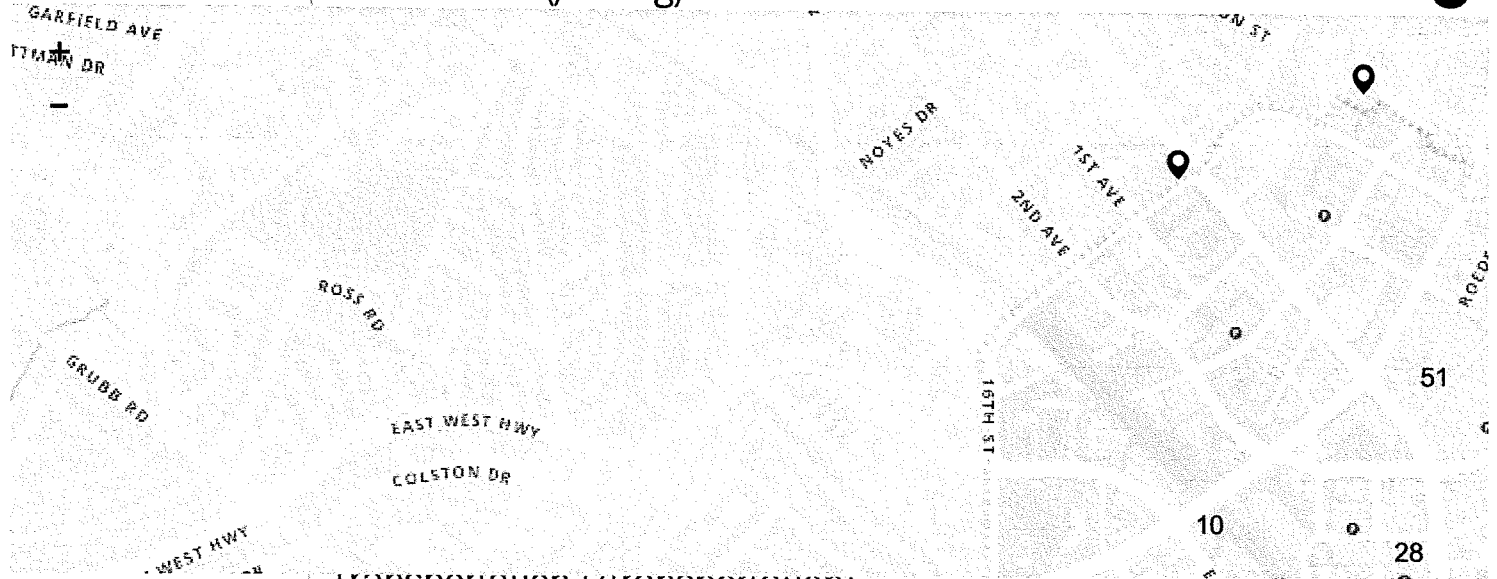
## SILVER SPRING

ARTS &amp; ENTERTAINMENT DISTRICT

( / )

Arts &amp; Entertainment (/arts-district)

Restaurants (/dining)



Transportation (/transportation)

Directions (/directions)

## RESTAURANTS &amp; DINING

NOAA Weather (/noaa\_weather)

THERE ARE OVER 150 RESTAURANTS OFFERING THE GREATEST CROSS SECTION OF CUISINE IN ANY CENTRAL BUSINESS DISTRICT OF ITS SIZE. THERE IS AN AUTHENTIC IRISH BREW PUB, ETHIOPIAN CUISINE, ITALIAN FARE FROM DELI TO DRAMATIC

Calendar of Events (/calendar)

DINING ROOM, AND SIGNATURE ELVIS BURGERS SERVED UP IN FUNKY INDUSTRIAL CHIC SPACE. AND THERE'S EVERY NUANCE ON ASIAN CUISINE FROM ONE END OF

Submit An Event (/submit-event)

THE CONTINENT TO THE OTHER. IF YOU LOVE SWEETS AND ICE CREAM, YOU'LL GET YOUR JUST DESSERTS IN DOWNTOWN SILVER SPRING.

Silver Spring Urban District (/silver-spring-urban-district)

FILTER BY GROUP

Silver Spring Regional Center (/silver-spring-regional-center)

Silver Spring Civic Building (/silver-spring-civic-building)

8407 KITCHEN BAR

8407 RAMSEY AVE

Arts &amp; Entertainment District (/arts-and-entertainment-district)

(/go/8407)

Community Support Links (/community-support)

ABOL

8626 COLESVILLE RD

News (/news)

Contact Us (/contact)

[\(/go/abol\)](#)[Search \(/search\)](#)**ABYSSINIA ETHIOPIAN RESTAURANT**

8221 GEORGIA AVE

[Summer Family Entertainment \(/summer-family-entertainment\)](#)[Silver Spring Jazz Festival \(/silver-spring-jazz-festival\)](#)[\(/go/abyssinia-ethiopian-restaurant\)](#)[Montgomery County Thanksgiving Parade](#)[\(/montgomery-county-thanksgiving-parade\)](#)**ADDIS ABABA ETHIOPIAN RESTAURANT**

8233 FENTON ST

[\(/go/addis-ababa-ethiopian-restaurant\)](#)**ALL SET RESTAURANT & BAR**

8630 FENTON ST.

[\(/go/all-set-restaurant\)](#)**BALAGGER RESTAURANT & BAR**

8081 GEORGIA AVE

[\(/go/balagger-restaurant-and-bar\)](#)**BEN & JERRY'S ICE CREAM**

903 ELLSWORTH DR

[\(/go/ben-and-jerrys-ice-cream\)](#)**BETE ETHIOPIAN CUSINE AND CAFE**

811 ROEDER RD

[\(/go/bete-ethiopian-cusine-and-cafe\)](#)**BETESB RESTAURANT**

8201 GEORGIA AVE.

(/go/beteseb-restaurant)

**BIBIM**

923 SLIGO AVE.

(/go/bibim)

**THE BIG GREEK CAFE**

8223 GEORGIA AVE

(/go/the-big-greek-cafe)

**BLUE PEARL BUFFET & GRILL**

8661 COLESVILLE RD

(/go/blue-pearl-buffet-and-grill)

**BOMBAY GAYLORD**

8401 GEORGIA AVE

(/go/bombay-gaylord)

**BUMP 'N GRIND**

1200 EAST-WEST HWY

(/go/bump-n-grind)

**BURGERFI**

8504 FENTON ST

(/go/burgerfi)

**CAFE X-PRESS**

8714A GEORGIA AVE

(/go/cafe-x-press)

**CAVA GRILL**

8515 FENTON ST

(/go/cava-grill)

**CHARM THAI RESTAURANT**

8408 GEORGIA AVE

(/go/charm-thai-restaurant)

**CHICK-FIL-A**

825 ELLSWORTH DR

(/go/chick-fil-a)

**CHIPOTLE**

907 ELLSWORTH DR

(/go/chipotle)

**THE CLASSICS**

8606 COLESVILLE RD

(/go/the-classics)

**COLD STONE CREAMERY**

821 ELLSWORTH DR

(/go/cold-stone-creamery)

**COPPER CANYON GRILL**

928 ELLSWORTH DR

(/go/copper-canyon-grill)

**CRISFIELD SEAFOOD RESTAURANT**

8012 GEORGIA AVE

(/go/crisfield-seafood-restaurant)

**CRISP & JUICY**

1314 EAST-WEST HWY

(/go/crisp-and-juicy)

**CUBANO'S**

1201 FIDLER LN

(/go/cubanos-restaurant)

**DA MARCO RISTORANTE ITALIANO**

8662 COLESVILLE RD

(/go/da-marco-ristorante-italiano)

**DAVID'S CAFE**

1300 SPRING ST

(/go/davids-cafe)

**DENIZENS BREWING COMPANY**

1115 EAST-WEST HWY

(/go/denizens-brewing-company)

## **DRAGON CITY**

918 SLIGO AVE

(/go/dragon-city)

## **ECOLOGY HEALTH FOOD**

904 BONIFANT ST

(/go/ecology-health-food1)

## **EGGSPECTATION**

923 ELLSWORTH DR

(/go/eggspectation-restaurant)

## **EINSTEIN BROS. BAGELS**

8397 COLESVILLE RD

(/go/einstein-bros-bagels)

## **ETHIO EXPRESS GRILL**

952 SLIGO AVE

(/go/ethio-express-grill)

## **FARFINA ISLAND**

8123 GEORGIA AVE

(/go/farfina-island)

**FENTON CAFE**

8311 FENTON ST

(/go/fenton-cafe)

**FIRE STATION 1 RESTAURANT**

8131 GEORGIA AVE

(/go/fire-station-1)

**FLIPPIN' PIZZA**

8517 COLESVILLE RD

(/go/flippin-pizza)

**FRIENDS DELI**

1010 WAYNE AVE

(/go/friends-deli)

**FUDDRUCKERS**

819 ELLSWORTH DR

(/go/fuddruckers)

**GEBETA ETHIOPIAN RESTAURANT**

8123 GEORGIA AVE

(/go/gebeta-ethiopian-restaurant)

**GHAR-E-KABAB**

944 WAYNE AVE

(/go/ghar-e-kabab)

**GOLDEN HOUSE**

8200 GEORGIA AVE

(/go/golden-house)

**GOLF ULTRA LOUNGE/AFRIK GRILL**

8123 GEORGIA AVE

(/go/golf-ultra-lounge-and-afrik-grill)

**THE GREEK PLACE**

8417 GEORGIA AVE

(/go/the-greek)

**GUSTO FARM TO STREET**

8512 FENTON ST.

(/go/gusto-farm-to-street)

**HEN QUARTER**

919 ELLSWORTH DR

(/go/hen-quarter)

**IKKO SUSHI**

1215 EAST-WEST HWY

(/go/pomegranate-cafe)

**J & J DELI**



8701 GEORGIA AVE

(/go/j-and-j-deli)

**JIMMY JOHN'S**

8710 CAMERON ST

(/go/jimmy-johns)

**KALDI'S COFFEE BAR**

918 SILVER SPRING AVE

(/go/kaldis-coffee-bar)

**KAO THAI**

8650 COLESVILLE RD

(/go/silver-spring-thai-flavor)

**KEFA CAFÉ**

963 BONIFANT ST

(/go/kefa-cafe)

**KITCHEN THAI RESTUARANT**

8624 COLESVILLE RD

(/go/kitchen-thai)

**LA BAMBA**

8241 GEORGIA AVE

(/go/la-bamba)

**LA FONDA PAISA BAKERY**

7914 GEORGIA AVE

(/go/la-fonda-paisa-bakery)

**LA MALINCHE RESTAURANT**

8622 COLESVILLE RD

(/go/la-malinche-restaurante)

**LACO MELZA ETHIO CAFE**

7912 GEORGIA AVE

(/go/laco-melza-ethio-cafe)

**LANGANO ETHIOPIAN RESTAURANT**

8305 GEORGIA AVE

(/go/langano-ethiopian-restaurant)

**LEBANESE TAVERNA CAFE**

933 ELLSWORTH DR

(/go/lebanese-taverna-cafe)

**LENOX BEER WINE & DELI**

1400-A EAST-WEST HWY

(/go/lenox-beer-wine-and-deli)

**LESAAC ETHIOPIAN CAFE**

8200 FENTON ST

(/go/lesaac-ethiopian-cafe)

### **LINA'S DINER AND BAR**

8402 GEORGIA AVE

(/go/linas-diner-and-bar)

### **LINCOLN'S BAR-B-QUE**

931 ELLSWORTH DR.

(/go/lincolns-bbq)

### **LOTUS CAFE**

8077 GEORGIA AVE

(/go/lotus-cafe)

### **LUCY ETHIOPIAN RESTAURANT**

8301 GEORGIA AVE

(/go/lucy-ethiopian-restaurant)

### **MAMMA LUCIA**

1302 EAST-WEST HWY

(/go/mamma-lucia)

### **MANDALAY RESTAURANT**

930 BONIFANT ST

(/go/mandalay-restaurant)

### **MANDARIN RESTAURANT**

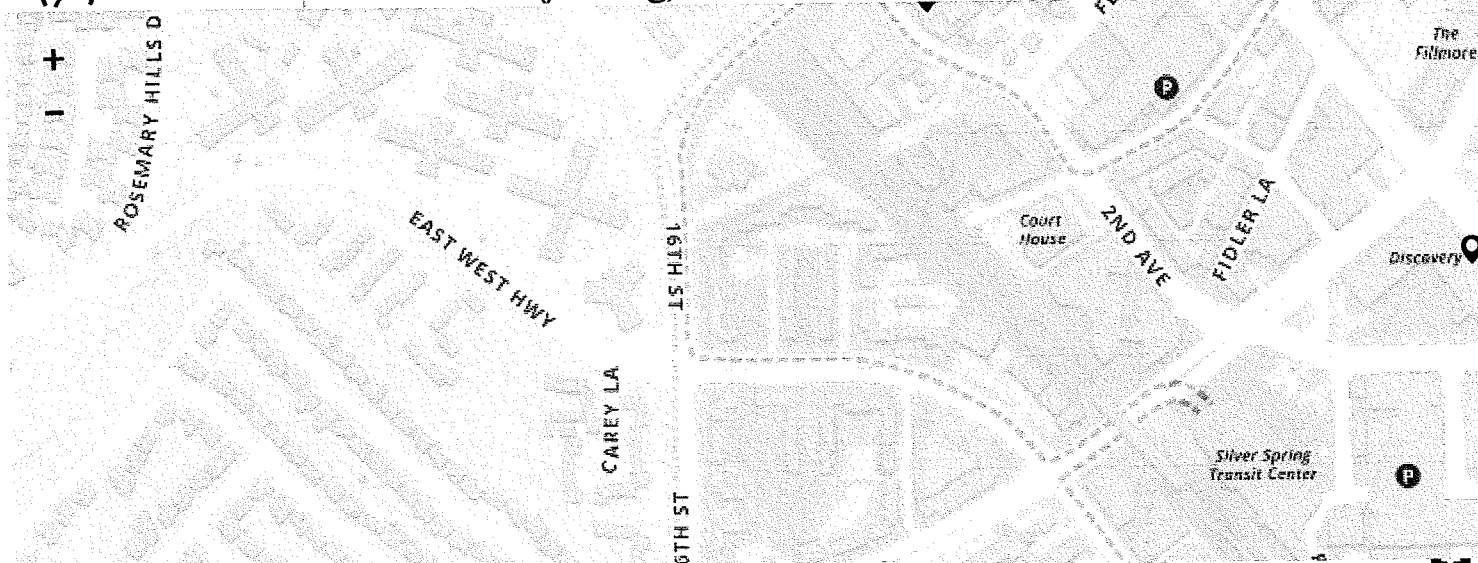
## SILVER SPRING

ARTS &amp; ENTERTAINMENT DISTRICT

(/)

Arts &amp; Entertainment (/arts-district)

Restaurants (/dining)



Transportation (/transportation)

Directions (/directions)

NOAA Weather (/noaa\_weather)

## SUMMER FAMILY ENTERTAINMENT

FOR PARENTS, SUMMER BREAK CAN SEEM ENDLESS. PLAN A  
FREE OR LOW COST TRIP INTO SILVER SPRING TO ENTERTAIN

Calendar of Events (/calendar)

THE KIDS  
Submit An Event (/submit-event)

Taste the World (/taste-the-world)

Silver Spring Urban District (/silver-spring-urban-district)

Silver Spring Regional Center (/silver-spring-regional-center)

Silver Spring Civic Building (/silver-spring-civic-building)

Arts &amp; Entertainment District (/arts-and-entertainment-district)

Community Support Links (/community-support)

News (/news)

Contact Us (/contact)



## FILL-UP AND RIDE (/GO/FILL-UP-AND-RIDE)

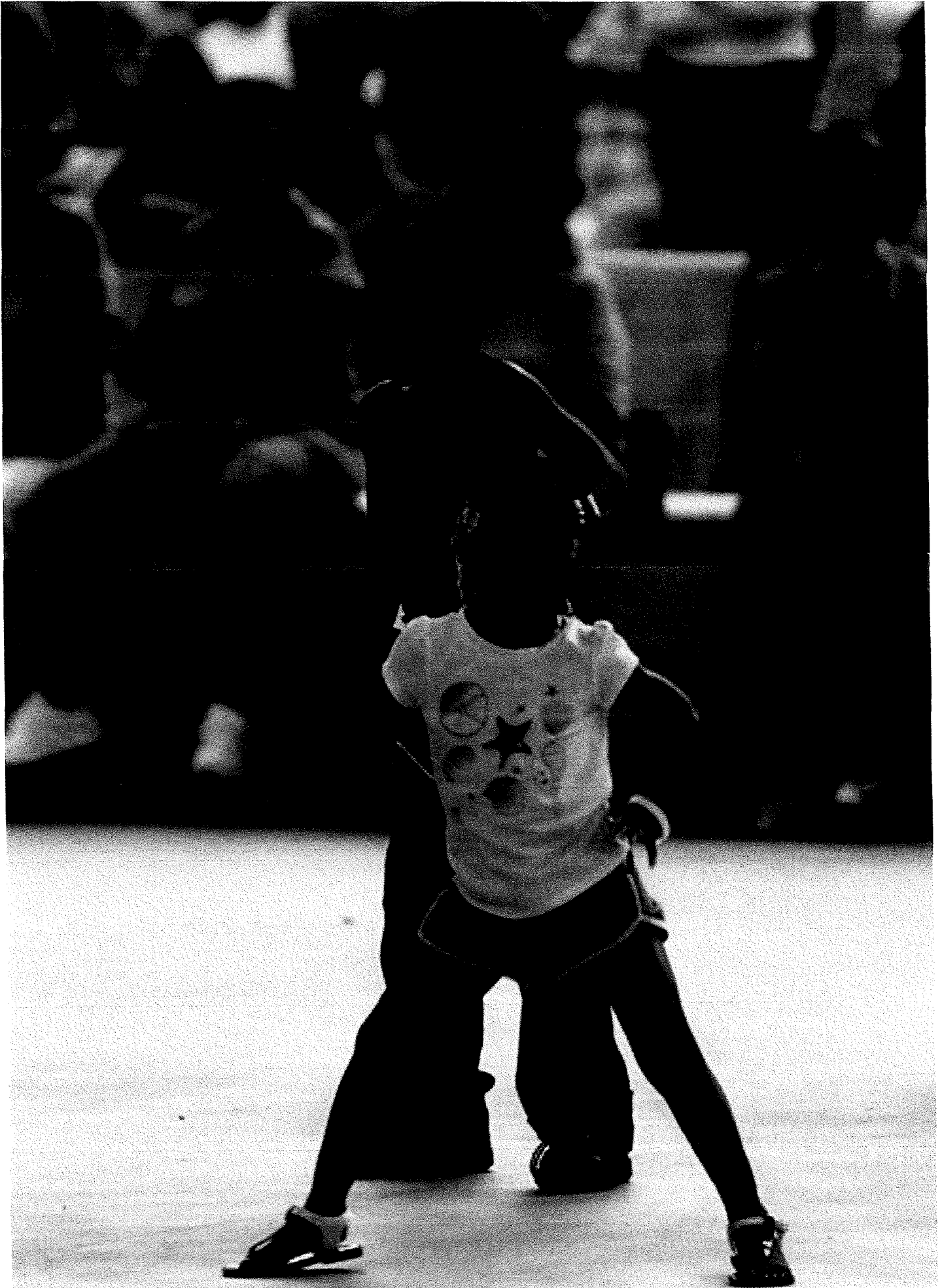
Fill up your water bottles in the courtyard outside of The Fenwick apartment building and take a bike ride on the nearby Capital Crescent Trail. The Fenwick's visitor friendly outdoor space is a public amenity which features moveable bird housed by artist Margaret Boozer and a neat water filling station for bikers.



(/GO/FILL-UP-AND-RIDE)

FILL-UP AND RIDE (/GO/FILL-UP-AND-RIDE)

8616 2ND AVE (/GO/FILL-UP-AND-RIDE)



## KIDS GAMES AT THE SILVER SPRING SUMMER CONCERTS (/GO/KIDS-GAMES-AT-THE-SILVER-SPRING-SUMMER-CONCERTS)

From late June – early August, Silver Spring hosts free kids games and a family raffle at the Thursday night Summer Concerts on Veterans Plaza. Parents can relax to some great tunes while the kids work off their energy.



(/GO/KIDS-GAMES-AT-THE-SILVER-SPRING-SUMMER-CONCERTS)

KIDS GAMES AT THE SILVER SPRING SUMMER CONCERTS (/GO/KIDS-GAMES-AT-THE-SILVER-SPRING-SUMMER-CONCERTS)

ONE VETERANS PL (/GO/KIDS-GAMES-AT-THE-SILVER-SPRING-SUMMER-CONCERTS)



## STREET PERFORMANCES (/GO/STREET-PERFORMANCES)

Silver Spring often has buskers performing on street corners throughout the Arts and Entertainment District. Family friendly children's entertainment can often be found at the Saturday morning farmers market on Ellsworth Drive.



(/GO/STREET-PERFORMANCES)

STREET PERFORMANCES (/GO/STREET-PERFORMANCES)

ELLSWORTH DR (/GO/STREET-PERFORMANCES)



## DANCE THE NIGHT AWAY (/GO/DANCE-THE-NIGHT-AWAY)

The running man, the moonwalk or the robot...Friday night concerts at Silver Plaza are a great way for parents to show their kids their smooth dance moves.

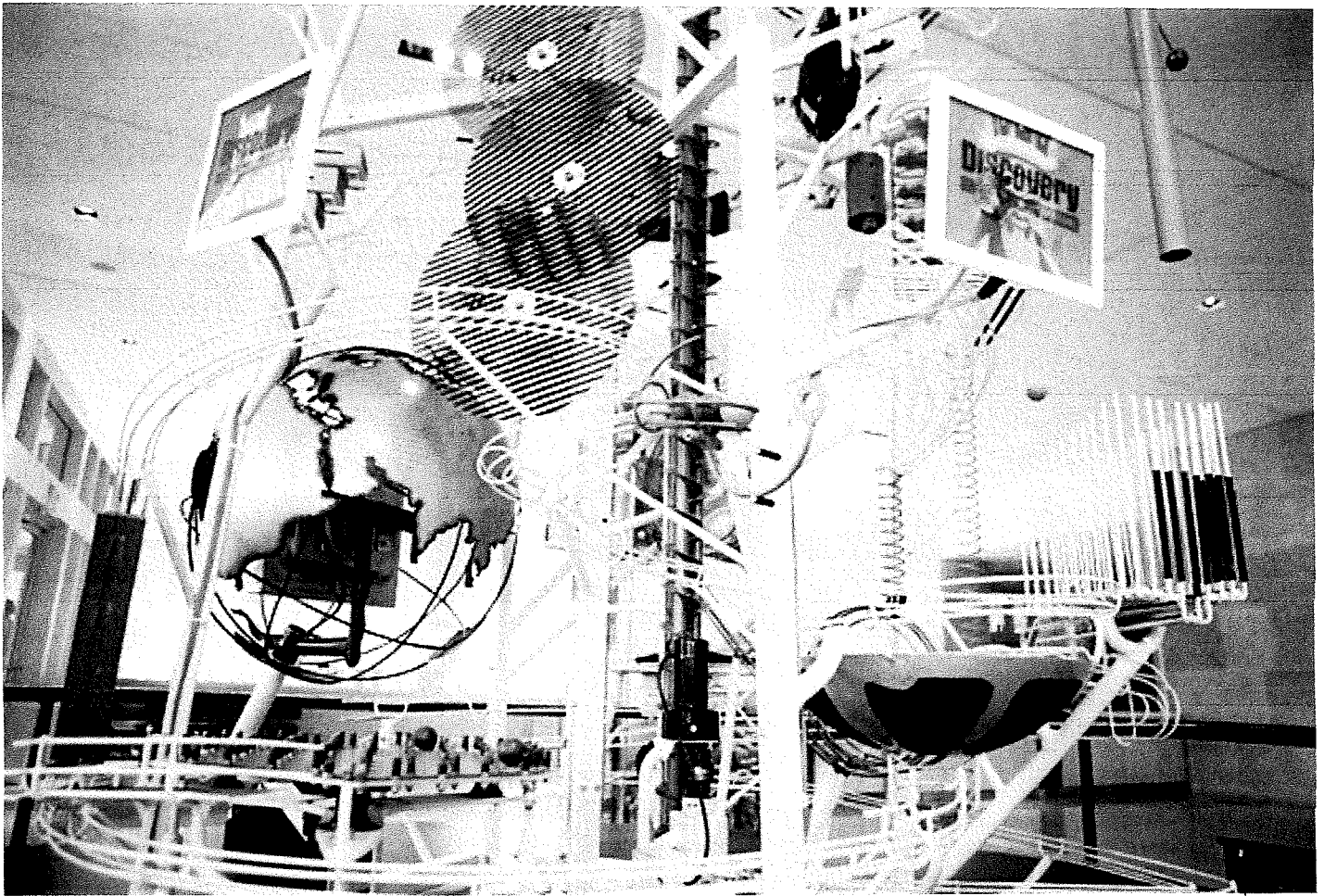


(/GO/DANCE-THE-NIGHT-AWAY)

DANCE THE NIGHT AWAY (/GO/DANCE-THE-NIGHT-AWAY)

ELLSWORTH DR (/GO/DANCE-THE-NIGHT-AWAY)





## EUREKA! (/GO/EUREKA)

The Discovery Communications lobby also boasts an audio kinetic ball machine by George Rhoades. This Rube Goldberg-like contraption has bouncing balls, ringing bells, moving gorillas, video screens, and whirl-i-gigs galore. Kids will love the weirdness and parents can't help but track the progress of the machine. It is a sensory overload that is worth the trip. Visitors must sign in at the front desk for admittance.



(/GO/EUREKA)

EUREKA! (/GO/EUREKA)

ONE DISCOVERY PLACE (/GO/EUREKA)

## **EXHIBIT J**

# M System Map

wmata.com  
Customer Information Service: 202-637-7000  
TTY Phone: 202-962-2033  
Metro Transit Police: 202-962-2121

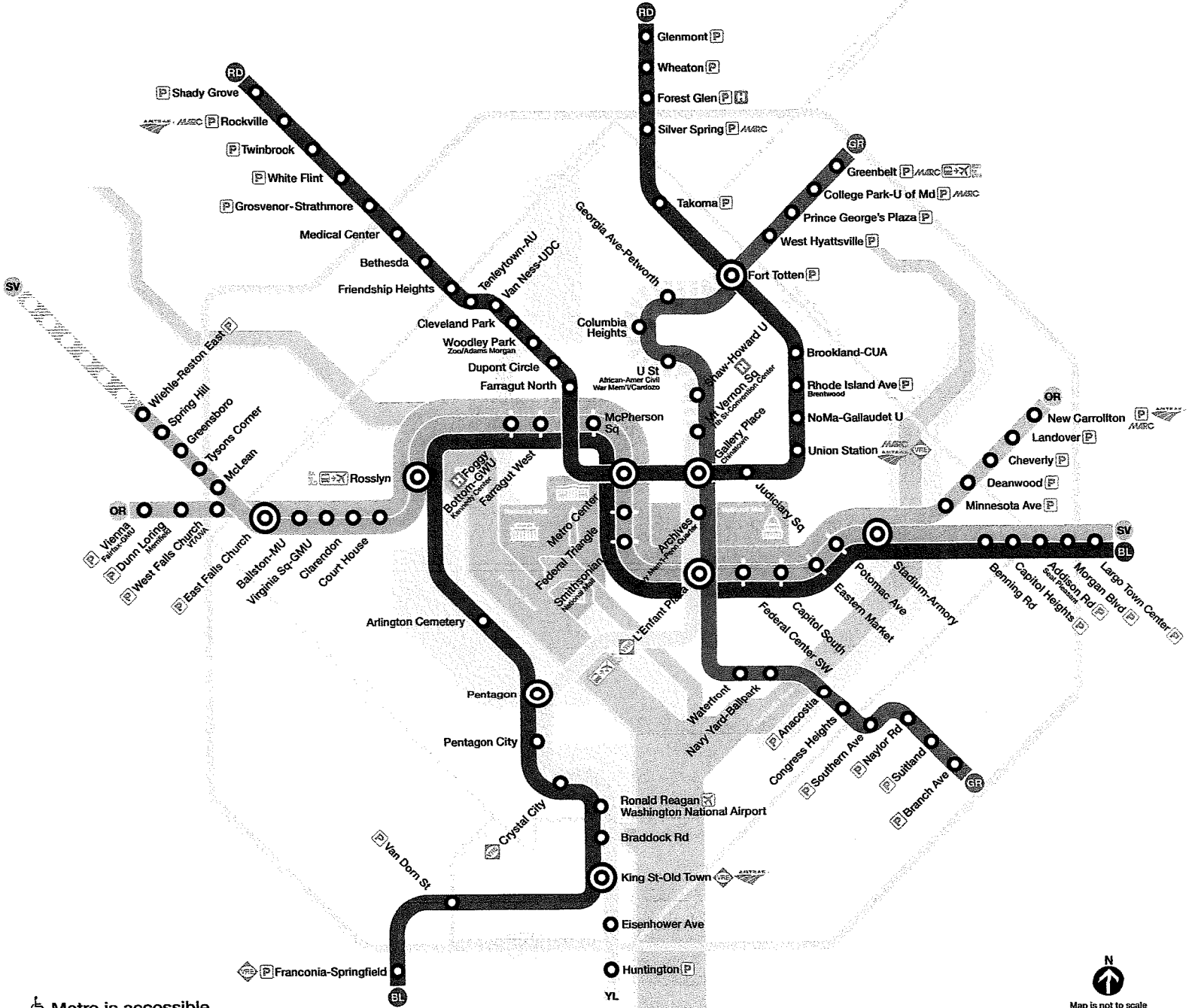
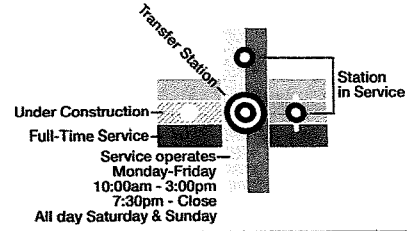
## Legend

- RD** Red Line • Glenmont / Shady Grove
- OR** Orange Line • New Carrollton / Vienna
- BL** Blue Line • Franconia-Springfield / Largo Town Center
- GR** Green Line • Branch Ave / Greenbelt
- YL** Yellow Line • Huntington / Mt Vernon Sq / Fort Totten
- SV** Silver Line • Wiehle-Reston East / Largo Town Center

## Station Features

- Bus to Airport
- Parking
- Hospital
- Airport

## Connecting Rail Systems



Metro is accessible.

WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY © 2017



**EXHIBIT K**



S0801

## COMMUTING CHARACTERISTICS BY SEX

2011-2015 American Community Survey 5-Year Estimates

Supporting documentation on code lists, subject definitions, data accuracy, and statistical testing can be found on the American Community Survey website in the Data and Documentation section.

Sample size and data quality measures (including coverage rates, allocation rates, and response rates) can be found on the American Community Survey website in the Methodology section.

**Tell us what you think.** Provide feedback to help make American Community Survey data more useful for you.

Although the American Community Survey (ACS) produces population, demographic and housing unit estimates, it is the Census Bureau's Population Estimates Program that produces and disseminates the official estimates of the population for the nation, states, counties, cities and towns and estimates of housing units for states and counties.

Subject	Silver Spring CDP, Maryland				
	Total		Male		Female
	Estimate	Margin of Error	Estimate	Margin of Error	Estimate
Workers 16 years and over	44,103	+/-1,223	23,009	+/-980	21,094
<b>MEANS OF TRANSPORTATION TO WORK</b>					
Car, truck, or van	61.7%	+/-1.8	66.1%	+/-2.3	56.8%
Drove alone	51.6%	+/-2.0	53.5%	+/-2.6	49.5%
Carpooled	10.1%	+/-1.5	12.7%	+/-2.3	7.3%
In 2-person carpool	6.3%	+/-1.2	6.7%	+/-1.6	5.9%
In 3-person carpool	1.8%	+/-0.6	2.7%	+/-1.2	0.8%
In 4-or-more person carpool	2.0%	+/-0.8	3.3%	+/-1.3	0.6%
Workers per car, truck, or van	1.11	+/-0.02	1.13	+/-0.03	1.07
Public transportation (excluding taxicab)	29.1%	+/-1.6	24.6%	+/-2.1	34.0%
Walked	3.2%	+/-0.6	3.3%	+/-0.8	3.1%
Bicycle	0.6%	+/-0.3	1.0%	+/-0.5	0.3%
Taxicab, motorcycle, or other means	1.0%	+/-0.3	1.3%	+/-0.5	0.7%
Worked at home	4.4%	+/-0.7	3.8%	+/-0.9	5.0%
<b>PLACE OF WORK</b>					
Worked in state of residence	57.3%	+/-1.8	58.6%	+/-2.5	55.9%
Worked in county of residence	40.9%	+/-1.7	38.8%	+/-2.5	43.2%
Worked outside county of residence	16.4%	+/-1.4	19.8%	+/-2.1	12.7%
Worked outside state of residence	42.7%	+/-1.8	41.4%	+/-2.5	44.1%
<b>Living in a place</b>					
Living in a place	100.0%	+/-0.1	100.0%	+/-0.1	100.0%
Worked in place of residence	14.9%	+/-1.2	13.3%	+/-1.8	16.7%
Worked outside place of residence	85.1%	+/-1.2	86.7%	+/-1.8	83.3%
Not living in a place	0.0%	+/-0.1	0.0%	+/-0.1	0.0%
<b>Living in 12 selected states</b>					
Living in 12 selected states	0.0%	+/-0.1	0.0%	+/-0.1	0.0%
Worked in minor civil division of residence	0.0%	+/-0.1	0.0%	+/-0.1	0.0%
Worked outside minor civil division of residence	0.0%	+/-0.1	0.0%	+/-0.1	0.0%
Not living in 12 selected states	100.0%	+/-0.1	100.0%	+/-0.1	100.0%

Subject	Silver Spring CDP, Maryland				
	Total		Male		Female
	Estimate	Margin of Error	Estimate	Margin of Error	Estimate
Workers 16 years and over who did not work at home	42,170	+/-1,238	22,131	+/-1,030	20,039
TIME LEAVING HOME TO GO TO WORK					
12:00 a.m. to 4:59 a.m.	2.7%	+/-0.7	3.5%	+/-1.1	1.9%
5:00 a.m. to 5:29 a.m.	2.9%	+/-0.5	4.0%	+/-0.9	1.6%
5:30 a.m. to 5:59 a.m.	3.6%	+/-0.9	5.1%	+/-1.4	2.0%
6:00 a.m. to 6:29 a.m.	8.5%	+/-1.3	10.5%	+/-1.9	6.3%
6:30 a.m. to 6:59 a.m.	8.2%	+/-1.1	8.0%	+/-1.3	8.4%
7:00 a.m. to 7:29 a.m.	14.0%	+/-1.3	14.1%	+/-1.7	13.9%
7:30 a.m. to 7:59 a.m.	11.5%	+/-1.0	11.2%	+/-1.4	11.7%
8:00 a.m. to 8:29 a.m.	16.4%	+/-1.5	13.5%	+/-1.8	19.5%
8:30 a.m. to 8:59 a.m.	9.5%	+/-1.2	7.3%	+/-1.6	12.0%
9:00 a.m. to 11:59 p.m.	22.7%	+/-1.8	22.9%	+/-2.5	22.5%
TRAVEL TIME TO WORK					
Less than 10 minutes	4.1%	+/-0.8	3.9%	+/-0.9	4.4%
10 to 14 minutes	5.3%	+/-0.9	4.9%	+/-1.4	5.9%
15 to 19 minutes	8.8%	+/-1.2	8.1%	+/-1.4	9.4%
20 to 24 minutes	12.3%	+/-1.2	13.9%	+/-1.7	10.6%
25 to 29 minutes	6.9%	+/-0.9	7.2%	+/-1.2	6.7%
30 to 34 minutes	19.4%	+/-1.4	20.0%	+/-2.1	18.8%
35 to 44 minutes	14.4%	+/-1.4	14.9%	+/-2.0	14.0%
45 to 59 minutes	15.6%	+/-1.4	15.2%	+/-1.8	16.0%
60 or more minutes	13.1%	+/-1.3	12.0%	+/-1.7	14.2%
Mean travel time to work (minutes)	34.3	+/-1.0	34.0	+/-1.3	34.5
VEHICLES AVAILABLE					
Workers 16 years and over in households	44,026	+/-1,226	22,934	+/-985	21,092
No vehicle available	10.3%	+/-1.6	9.3%	+/-1.9	11.3%
1 vehicle available	38.0%	+/-2.2	36.2%	+/-2.8	40.0%
2 vehicles available	35.4%	+/-2.3	36.3%	+/-2.8	34.5%
3 or more vehicles available	16.3%	+/-2.0	18.3%	+/-2.5	14.1%
PERCENT IMPUTED					
Means of transportation to work	6.4%	(X)	(X)	(X)	(X)
Private vehicle occupancy	7.8%	(X)	(X)	(X)	(X)
Place of work	10.0%	(X)	(X)	(X)	(X)
Time leaving home to go to work	12.6%	(X)	(X)	(X)	(X)
Travel time to work	11.3%	(X)	(X)	(X)	(X)
Vehicles available	0.7%	(X)	(X)	(X)	(X)

**CERTIFICATE OF SERVICE**

I, Barry A. Friedman, hereby certify that I have served on this 7th day of November, 2017, a copy of the foregoing **Petition for Special Relief** on the following parties by first-class mail, postage pre-paid:

Mr. Michael Nissenblatt  
Senior Vice President, Broadcaster Relations  
Comcast Cable  
One Comcast Center  
1701 John F. Kennedy Boulevard  
Philadelphia, Pennsylvania 19103-2838

Mr. Christopher G. Tygh  
Vice President, Content Acquisition  
Cox Communications, Inc.  
6205-B Peachtree-Dunwoody Road  
Atlanta, Georgia 30328

Verizon Virginia LLC  
Suite 400W  
1300 I Street, NW  
Washington, D.C. 20005

RCN Corporation  
10000 Derekwood Lane  
Lanham, Maryland 20706

Fox Television Stations LLC  
Suite 890  
400 North Capitol Street, NW  
Washington, D.C. 20001

WDCW LLC  
Suite 350  
2121 Wisconsin Avenue, NW  
Washington, D.C. 20007

ACC Licensee LLC  
c/o Pillsbury Winthrop Shaw Pittman  
1200 17th Street, NW  
Washington, D.C. 20036

NBC Telemundo License LLC  
c/o NBCUniversal LLCC  
9th Floor  
1299 Pennsylvania Avenue, NW  
Washington, D.C. 20004

WUSA-TV Inc.  
c/o Tegna, Inc.  
7950 Jones Branch Drive  
McLean, Virginia 22107  
Washington Educational Telecommunications  
Association Inc.  
2775 South Quincy Boulevard  
Arlington, Virginia 22206

Unimas D.C. LLC  
Suite 4083  
5999 Center Drive  
Los Angeles, California 90045

Howard University  
2222 4th Street, NW  
Washington, D.C. 20059

ION Media Washington License, Inc.  
601 Clearwater Park Road  
West Palm Beach, Florida 33401

Western Pacific Broadcast LLC  
Suite 2500  
400 North Ashley Drive  
Tampa, Florida 33602

SVP – Programming Acquisitions  
DIRECTV, LLC  
2230 East Imperial Highway  
El Segundo, California 90245

DSIH Network, LLC  
9601 S. Meridian Boulevard  
Englewood, Colorado 80112

District of Columbia  
Office of Cable TV and Telecommunications  
2217 14th Street, N.W.  
Washington, DC 20009



Office of Cable Communications  
Montgomery County Government  
100 Maryland Avenue  
Rockville, MD 20850

Prince George's County Cable  
Television Commission  
14741 Governor Oden Bowie Drive  
Upper Marlboro, MD 20772

Administrator  
Calvert County Government  
175 Main Street  
Prince Frederick MD 20678

Administrator  
Charles County Government  
P.O. Box 2150  
LaPlata, MD 20646

County Administrator  
St. Mary's County Government  
P.O. Box 653  
Leonardstown, MD 20650

Cable Administrator  
Office of Technology Services  
Arlington County Government  
2100 Clarendon Boulevard  
Arlington, VA 22201

Office of Consumer Affairs  
City of Alexandria Government  
City Hall  
Alexandria, VA 22314

Department of Cable and Consumer Service  
Fairfax County Government  
12000 Government Center Parkway  
Fairfax, VA 22035

Department of Information Technology  
Loudoun County Government  
41975 Loudoun Center Plaza SE  
Leesburg, VA 20175

Cable Television Coordinator  
Prince William County Government  
One County Complex Court  
Woodbridge, VA 22192

Telecommunications Commission  
Stafford County Government  
1300 Courthouse Road  
Stafford, VA 22554

Cable Television and Telecommunications  
Commission  
Spotsylvania County Government  
P.O. Box 865  
Spotsylvania, VA 22553



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Barry A. Friedman